

SL. No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS
			<p>WPSS No.719 of 2024 <u>Hon'ble Pankaj Purohit, J.</u> Mr. Anup Kumar Verma, learned counsel for the petitioner.</p> <p>2. Mr. Narayan Dutt, learned Standing Counsel for the State.</p> <p>3. Mr. Sandeep Kothari, learned counsel for respondent no.3.</p> <p>4. Mr. Vikas Bahuguna, learned counsel for respondent no.4.</p> <p>5. Ms. Seema Sah, learned counsel for respondent no.5 (appeared through V.C.).</p> <p>6. Heard learned counsel for the parties.</p> <p>7. By means of this writ petition, petitioner has sought the indulgence of this Court for a direction to the respondent no.1 to decide the Departmental Appeal of the petitioner dated 18.11.2023 filed under Rule 11 of the Uttarakhand Government Servant (Disciplinary and Appeals) Rules, 2003 as amended 2010 within stipulated period.</p> <p>8. It is the case of the petitioner that petitioner is serving with respondent no.5 as Executive Officer. Petitioner was proceeded departmentally in a departmental proceedings which resulted into punishment of censure and recovery of an amount of Rs.1,81,000/- in 12 equal installments of Rs.15,083/-.</p> <p>9. Petitioner feeling aggrieved by the said order preferred an appeal as stated above before the respondent no.1-Principal Secretary, Urban Development Uttarakhand.</p> <p>10. The grievance of the petitioner is that statutory appeal of the petitioner was preferred on 18.11.2023, but the</p>

			<p>learned appellate authority has not passed any interim order in favour of the petitioner in the appeal on the one hand and on the other hand, the appeal is still pending consideration and the petitioner has been facing the recovery of the amount which has been inflicted upon him under punishment order. Feeling aggrieved, petitioner is before this court with the aforesaid prayers.</p> <p>11. Learned State Counsel has no objection if a direction is issued to the respondent authorities to decide the statutory appeal expeditiously within stipulated period.</p> <p>12. Having considered the rival contention of learned counsel for the parties and going through the writ petition and annexures, the writ petition is disposed-off finally with a direction to the respondent no.1 to decide the statutory appeal dated 18.11.2023 of the petitioner filed under Rule 11 of the Uttarakhand Government Servant (Disciplinary and Appeals) Rules, 2003 as amended in 2010 within a period of three months from the date of production of certified copy of this order.</p> <p>14. It is made clear that during the pendency of the statutory appeal, no recovery shall be made from the petitioner towards the amount which was inflicted under punishment.</p> <p style="text-align: right;">(Pankaj Purohit, J.) 30.04.2024</p> <p>AK</p>
--	--	--	--