

GOVERNMENT OF HARYANA
SCHOOL EDUCATION DEPARTMENT

ORDER

No. 5/33-2008 H29F(1)

Dated Chandigarh, the 9-4-14

Whereas, Hon'ble Punjab and Haryana High Court in CWP No. 1630 of 2014 titled as Vinod Parkash Verma Versus State of Haryana and others decided on 29.01.2014 has directed as under:-

"In view of the statement made by the counsel for the petitioner and without going into merit of the case or commenting thereon, the present writ petition is disposed of with directions to the Principal Secretary to Government of Haryana, School Education Department, Chandigarh - respondent No. 1, to consider and decide the representation dated 27.12.2013, within a period of three months from the date of receipt of certified copy of this order.

In case the claim of the petitioner is accepted, the consequential benefits, if any, be released to him, in accordance with law, within a further period of two months.

In case the claim of the petitioner is not to be accepted, then a well reasoned and speaking order be passed and conveyed to the petitioner forthwith."

Brief facts of the case are that an FIR No. 48 dated 07.12.2007 under Section 7/13 Prevention of Corruption Act 1988 was registered against Shri Vinod Parkash Verma Principal (retired) the then Principal, GSSS, Basti (Karnal) on the allegation that he has demanded Rs. 1,000/- as bribe from Shri Gulab Singh, Lecturer in English, GSSS, Model Town, Karnal for completing the service book and he was caught red handed by SVB. He was placed under suspension on 05.02.2008 w.e.f. 05.12.2007 on account of arrest by SVB, Rohtak. He has retired from service after attaining superannuation on 29.02.2008, while being under suspension. Further, prosecution sanction was issued on 18.07.2008. He was acquitted of the charges levelled against him on

Shy
f

10.04.2013 by Special Judge, Karnal. No appeal in the matter has been filed in view of the advice tendered by Advocate General, Haryana, wherein it has been stated that the Government have declined for filing appeal in the said case. However, in appeal titled as Gulab Singh Versus Vinod Parkash and others, Hon'ble Punjab and Haryana High Court in CRA-S No. 2993-SB of 2013 (O&M) decided on 06.09.2013, dismissed the same. Subsequently, when no decision was taken about the suspension period, Hon'ble Punjab and Haryana High Court in CWP No. 1630 of 2014 vide order dated 29.01.2014 has directed as enunciated above.

I have gone through the contents of the file, Hon'ble Punjab and Haryana High Court order dated 29.01.2014, Representation dated 27.12.2013, Special Judge, Karnal order dated 10.04.2013, Hon'ble Punjab and Haryana High Court order dated 06.09.2013 and connected provisions of Haryana Civil Services (Punishment & Appeal) Rules, 1987. In this case, it is clear that the incumbent has been acquitted in criminal case by the Special Judge, Karnal and even appeal filed by private person - Gulab Singh has also been dismissed by Hon'ble Punjab and Haryana High Court. Further, it is also clear that no disciplinary proceedings were ever initiated in the matter under Rule 7 or 8 of Haryana Civil Services (Punishment & Appeal) Rules, 1987.

In the light of above, suspension period from 05.12.2007 to 29.02.2008 shall be treated as duty period for all intents and purposes and balance of pay and allowances excluding the subsistence allowance already paid, shall be paid to him.

I order accordingly.



(Surina Rajan)

**Principal Secretary to Govt. Haryana,
School Education Department,
Chandigarh.**

**OFFICE OF DIRECTOR SECONDARY EDUCATION, HARYANA,
PANCHKULA**

Endst. No. 5/33-2008 HRG-I (1) Dated Panchkula the 16-4-14

A copy is forwarded to the following for information and necessary action.

1. District Education Officer, Karnal.
2. Sh. Vinod Parkash Verma S/o Sh. Ram Parsad, R/o # 49/18, New Wazir Chand Colony, Karnal.
3. Assistant HRG-I (3) (Local).
4. Technology Officer (I.T. Cell).

Anurag Parkash
**Assistant Director HRG-I
for Director Secondary Education,
Haryana, Panchkula**

[Signature]