

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP No.4327 of 1996
Date of decision : 30.07.2015

Hoshiar Singh, ASI

...Petitioner

Versus

State of Haryana and ors.

...Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

1. Whether reporters of local newspapers may be allowed to see judgment ?
2. To be referred to reporters or not ?
3. Whether the judgment should be reported in the Digest ?

Present: Mr. R.K. Malik, Sr. Advocate with
Mr. Tejpal Dhull, Advocate for the petitioner.

Dr. Sushil Gautam, DAG, Haryana.

AMIT RAWAL, J. (Oral)

In this writ petition, petitioner has been chargesheeted for the enquiry initiated in not handing over the service revolver.

Mr. R.K. Malik, learned Senior counsel raised the submission that since the petitioner had already challenged the transfer order and obtained the status-quo order after 25 days of the alleged transfer order, but the fact remains that the petitioner was not officially relieved and, therefore, the petitioner could not have parted the revolver, much less, surrendered the same. Therefore, the enquiry initiated in not depositing the service revolver,

punishment of stoppage of two annual increment with permanent effect has been imposed.

Since the period of absence has been treated as leave of kind due, therefore the petitioner could not have been stated to have surrendered/handed over the service revolver.

In view of what has been observed above, orders dated 29.09.1993 (Annexure P-17), dated 19.04.1994 (Annexure P-19) & dated 16.02.1995 (Annexure P-21), are hereby quashed.

Accordingly, the writ petition is allowed.

30.07.2015

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**(AMIT RAWAL)
JUDGE**