

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

CWP No.18982 of 2015
Date of Decision: 09.09.2015

Gurbinder Singh

. . . .Petitioner

Versus

State of Punjab and others

. . . . Respondents

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present: Mr.Ajay Pal Singh, Advocate,
for the petitioner.

RAKESH KUMAR JAIN, J.

This petition is filed to challenge order dated 14.5.2015 passed by the District Collector, Sangrur on the legal notice served upon him by the petitioner.

In short, the petitioner, Halqa Patwari in Circle Balian, Tehsil Dhuri, District Sangrur, was dismissed from service on account of his conviction by Additional Sessions Judge, Sangrur in the case registered vide FIR No.72 dated 5.6.1994 at Police Station, Dhuri under Sections 302, 201, 506, 364, 120-B, 148 and 149 of the Indian Penal Code, 1860 on the allegation of murdering his own father Bant Singh. The Criminal Appeal No.191-DB of 1997 filed by the petitioner against the order of his conviction dated 30.1.1997 was dismissed by this Court on 27.4.2000 and thereafter, vide office order No.162/NSK dated 25.8.2000, the petitioner was dismissed from service w.e.f. 30.1.1997 i.e. from the date of conviction. The

appeal filed by the petitioner against the order of dismissal was dismissed by the Commissioner, Patiala Division, Patiala, on 19.9.2001 and further by the Financial Commissioner (Revenue) on 6.1.2004. The petitioner filed a writ petition bearing CWP No.5661 of 2004 which was partly allowed, that the petitioner cannot be dismissed, from the back date i.e. 30.1.1997 as the order of dismissal was passed on 25.8.2000 and in obedience to that order another office order No.161/NSK dated 5.8.2004 was issued and he was dismissed from 25.8.2000 instead of 30.1.1997.

Learned counsel for the petitioner though argued for some time but could not assail the aforesaid findings.

In view thereof, I do not find any merit in the present petition and the same is thus hereby dismissed.

09.09.2015

Vivek

(RAKESH KUMAR JAIN)
JUDGE