

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

C.W.P No. 25114 of 2013 (O&M)  
Date of decision : July 14, 2015

Anup Singh @ Anoop Singh,

..... Petitioner

v.

The State of Haryana and others,

..... Respondents

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**CORAM : HON'BLE MR. JUSTICE AJAY TEWARI**

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Present : Mr. RN Lohan, Advocate  
for the petitioner.

Mr. Ashok Singh Chaudhary, Addl. A.G Haryana

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1. **Whether Reporters of Local Newspapers may be allowed to see the judgment ?**
2. **To be referred to the Reporters or not ?**
3. **Whether the judgment should be reported in the Digest ?**

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**Ajay Tewari, J (Oral)**

The petitioner has challenged the adverse remarks recorded in his ACR for the period 29.4.2010 to 13.9.2010 by the Accepting Officer.

Counsel for the petitioner has argued that the Reporting Officer had held the petitioner to be reliable but the Accepting Officer recorded the following remarks :-

“ An unreliable police officer. 2 DEs pending. One of them regarding mixed up with liquor mafia and make false report in DD. Further comments on finalization of DE.”

He has further argued that on the date when these remarks were recorded, the petitioner had already been exonerated in the departmental

inquiry in respect of this very allegation. As per him, the recording of such remarks betrays complete non-application of mind.

Counsel for the respondents, on the basis of the record, has accepted the fact that on the date when these remarks were recorded, departmental inquiry in respect of this very allegation had already been concluded in favour of the petitioner.

A perusal of the remarks indicates that they had been recorded only on the ground that the petitioner had been charge-sheeted and that is why it was mentioned that the remarks would be subject to the final outcome of the departmental inquiry. In these circumstances, these remarks cannot be justified and consequently, the same are directed to be expunged. The petitioner would be entitled to all consequential benefits. This petition stands disposed of.

**July 14, 2015**  
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**( AJAY TEWARI )**  
**JUDGE**