

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

**CWP No.25267 of 2015
Date of decision: 7.12.2015**

Janak Singh

... Petitioner

Versus

State of Punjab & ors.

... Respondents

CORAM:- HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

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

1. To be referred to the Reporters or not?
2. Whether the judgment should be reported in the Digest?

RAJIV NARAIN RAINA, J.(Oral)

The petitioner is present in Court. Mr. Rehan has produced a large number of documents relating to dates of birth of the children of the petitioner starting from 1988 ending to 1995 (4). He states that the petitioner is one of ten children of which he is the 8th sibling and his mother died in 2011. He may look old but his birth is of 1965. Brother who has filed a complaint is 3rd sibling. Two brothers and one sister have expired. The ossification test report has been shown in Court which appears to have been conducted by the Senior Resident and Junior Resident, Department of Radio Diagnosis, GMC, Amritsar, which reports that the probable radiological bone age of the petitioner Janak Singh as per ossification data is in the range of 35 to 40 years with the margin of 3 years on either side. The Court is informed that the ossification test was done during the investigation in the complaint made by the department against him. The department assumes that he has passed the age of superannuation and therefore, they have not allowed him to work

although no orders have been passed retiring him from service. Learned counsel for the petitioner prays for time to place these documents on record in the proper form.

At this stage, learned counsel for the petitioner submits that he may be given permission to withdraw this petition with liberty to file a fresh one on the same cause of action after relying on the documents in a consolidated and comprehensive writ petition by placing them on record.

Dismissed as withdrawn with the liberty to file a fresh writ petition on the same cause of action.

(RAJIV NARAIN RAINA)
JUDGE

7.12.2015

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