

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

RSA No.3347 of 2012 (O&M)

Date of Decision: September 21, 2015

Baldev Singh

.... Petitioner

vs.

State of Punjab and another

.... Respondents

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present: Mr. Deepak Arora, Advocate for the appellant.

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?*

Kuldip Singh J.(Oral)

Impugned in the present regular second appeal is the judgment and decree dated 11.05.2012 passed by learned Addl. District Judge, Gurdaspur, affirming the judgment and decree dated 05.12.2001 passed by learned Addl. Civil Judge (Sr. Divn.), Gurdaspur, vide which the suit of the plaintiff for declaration, was dismissed.

I have heard learned counsel for the appellant and have also carefully gone through the case file.

Before the lower court, the plaintiff had challenged his dismissal order dated 16.08.1984 passed by Director Public Instructions (S), Punjab, Chandigarh-respondent No.2. He had also challenged the order dated 22.01.1998 passed by the appellate authority.

Admittedly, the appellant was convicted and sentenced under Section 302 IPC for murder. His conviction was upheld and had to ultimately undergo sentence. The impugned order was passed dispensing with the inquiry. When the conduct of the appellant has led to his conviction, he can be dismissed under Rule 13(2) 13(1) and 5(ix) of the Punjab Civil Services (Punishment and Appeal) Rules, 1970.

There are concurrent findings of both the courts below.
No substantial question of law arises in the present appeal.

Hence, the appeal is dismissed.

September 21, 2015
sarita

(KULDIP SINGH)
JUDGE