

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

RA-CW No.167 of 2014 in/and
CWP No.1064 of 1999
Date of Decision.10.04.2015

Inderjit Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

Present: Ms. Vandana Malhotra, Addl. A.G., Punjab
for the applicant.

Mr. K.G. Chaudhary, Advocate
for the petitioner.

CORAM:HON'BLE MR. JUSTICE K. KANNAN

1. Whether Reporters of local papers 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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K. KANNAN J. (ORAL)

1. The writ petition was brought at the instance of a dismissed employee contending that the dismissal was unjustified when the government was passing such an order of dismissal on the basis of conviction in a criminal case. At the time when the impugned order was passed, the Court was made to believe that he had been acquitted from the criminal case and therefore, ordered reinstatement. The application for review has been filed by the State on the ground that the ground for setting aside the dismissal was erroneous and the petitioner was actually convicted in the criminal case which conviction was upheld by this Court as well as by the Supreme Court. It would seem, therefore, that the State was justified in terminating the services in terms of the relevant conduct rules that entail punishment of dismissal from service if a person had suffered a criminal conviction involving in

moral turpitude.

2. The order passed already cannot be sustained and the review application is brought on a ground which is legally sustainable. The review application is allowed. The writ petition which was directed to be allowed previously is ordered to be dismissed. The State may escalate its action for terminating the services pursuant to this order, having regard to the fact that the petitioner was previously reinstated in service as per the orders of this Court.

(K. KANNAN)
JUDGE

April 10, 2015
Pankaj*