

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

RSA No. 549 of 1993 (O&M)

Date of decision: 05.10.2016

Ranjit Singh

....Appellant

Versus

State of Punjab

.... Respondent

CORAM: Hon'ble Mr. Justice P.B. Bajanthri

Present: Mr. Birdavinder Singh, Advocate for
Mr. K.S.Chahal, Advocate for the appellant.

Mr. Neeraj Yadav, AAG, Punjab.

P.B. Bajanthri, J. (ORAL)

Appellant was appointed as a Constable on 15.06.1981. He was on probation. During probation, his services have been discharged on 09.01.1984. Feeling aggrieved by the order of discharge, he preferred an appeal and revision and further mercy petition. Appellate authority as well as revisional authority while rejecting the claim of the appellant specifically stated that there is no appeal or revision against the order of discharge. Despite pointing out that there are no statutory provisions for preferring appeal or revision, the appellant preferred a mercy petition before the Government. Even mercy petition was also turned down. Consequently, he filed a civil suit before the trial Court on 26.10.1990. Trial Court rejected the claim of the appellant on the sole ground that it was time barred. The

same was confirmed by the appellate court on 25.11.1992. Even though appellant was discharged from service in the year 1984, he has filed suit only in the year 1990 which is a time barred suit.

Thus, there is no infirmity in the orders passed by the trial court as well as appellate court. The appellant has not made out a case so as to interfere with the trial court order dated 17.03.1992 as well as appellate court order dated 25.11.1992.

Accordingly, appeal stands dismissed.

(P.B.BAJANTHRI)
JUDGE

05.10.2016

pooja saini

Whether speaking/reasons Yes/No

Whether Reportable: Yes/No