

Kirori Mal HC No.328/BWN

...Petitioner

Vs.

State of Haryana & others

...Respondents

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

Present:- None for the petitioner.

Ms. Shruti Jain Goyal, AAG, Haryana.

RAJIV NARAIN RAINA, J.

Notice was issued to the petitioner and the registry has reported from summons received back that the petitioner is not undergoing any course in Police School. Therefore, service has not been effected on the petitioner. His counsel passed away many years ago, as noticed in the previous order which led to issuing summons to the petitioner. However, Ms. Shruti Jain Goyal, AAG, Haryana has produced a chart of dates and on instructions she informs Court that the matter has been rendered infructuous. Vide interim orders, the petitioner's admission to the Intermediate School Course was protected and he completed the course on the strength of the interim orders passed in this case 16 years ago. The petitioner belongs to 17th batch of the Lower School Course i.e from 16.04.1984 to 15.09.1984. He was brought to List C-1 on 01.10.1984. He was promoted as Head Constable in 1989 and was confirmed as such on 31.08.1993. He was deputed to Intermediate School Course (IMSC) and belongs to the 41st batch with effect from 17.04.2000 to 25.09.2000. His name was brought in List D in the year 2002. After filing this petition, he

earned his promotion as ASI and was confirmed as such on 31.01.2004 and thereafter was promoted as Exemptee Sub Inspector of Police on 18.10.2008. He was prematurely retired in 10.06.2014 due to adverse remarks of Integrity Doubtful recorded in his confidential rolls. He was stated to be not reliable and was a below average Police Officer as recorded in his ACRs for the period from 26.05.2010 to 31.03.2011.

So far as the prayer in the present petition is concerned, no life remains in it for determination of any subsisting issue. The interim order dated 28.04.2000 passed by the Division Bench staying the operation of the impugned order dated 19.04.2000 withdrawing the petitioner from Intermediate School Course is made absolute.

Nothing in this order will be taken as expressing any opinion on the premature retirement of the petitioner which is an independent cause of action and is a supervening event to which no attention has been paid by this Court while disposing of this case.

This petition is disposed of accordingly.

(RAJIV NARAIN RAINA)
JUDGE

28.11.2016
neeraj

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No