

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

CWP No.7118 of 2011

Date of Decision: 16.12.2016

Daulat Ram

....Petitioner

Versus

State of Punjab and others

....Respondents

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. R.S. Bajaj, Advocate
for the petitioner.

Mr. L.S. Virk, Addl. A.G., Punjab
for the State.

DAYA CHAUDHARY, J. (ORAL)

Learned counsel for the petitioner submits that the present case was listed along with **CWP No.13483 of 2010** titled as **Rajesh Kumar Sharma vs State of Punjab and others**, decided on **11.11.2016** and other connected matters but the file of this case was not traceable. Learned counsel also submits that the case of present petitioner is squarely covered by decision rendered in the aforesaid petition and other connected matters, which were disposed of in view of ratio of judgment in **Tarlok Singh vs State of Punjab and others, CWP No.205 of 1996** decided on **14.05.1996**.

Accordingly, the present petition is disposed of in view of order passed in **CWP No.13483 of 2010**. The impugned order of dismissal from service dated 13.07.2010 (Annexure P-4) is set aside and the respondents are directed to reconsider the case of the petitioner by conducting a fresh

inquiry by giving an adequate opportunity of hearing to him and also by considering the case of other similarly situated employees. The necessary exercise be done within a period of three months from the date of receipt of certified copy of this order.

In case, the petitioner is at par with similarly situated employees, then he be reinstated within one month thereafter.

Disposed of accordingly.

16.12.2016
gurpreet

(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned

Yes

Whether Reportable

No