

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

**Civil Writ Petition No.21231 of 2015**

**Date of decision: 8.2.2016**

Head Constable Avtar Singh and others

**... Petitioners**

**Versus**

State of Punjab and others

**... Respondents**

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

**Present:** Mr.Bhupinder Ghai, Advocate,  
for the petitioners.

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1. To be referred to the Reporters or not?
2. Whether the judgment should be reported in the Digest?

**RAJIV NARAIN RAINA, J. (Oral)**

This petition is disposed of with a direction to the respondents to convey order dated 5.2.2013 to the petitioners after which they would examine what legal remedies are available to them in law, if advised.

However, this order will not be taken as creating a fresh cause of action. Delay, laches and limitation will be open to debate in case a fresh round of litigation is brought and the Court examines the effect of the decision of the Supreme Court in **State of Uttaranchal and another v. Shiv Charan Singh Bhandari**; (2013) 12 SCC 179 on this case. This order is necessitated on the submission made by the learned counsel for the petitioners that the order has not been communicated to his clients who have been taken by surprise with the passing of the order impugned in this petition which has adverse consequences on them.

**(RAJIV NARAIN RAINA)  
JUDGE**

**February 8, 2016**

*Paritosh Kumar*