

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Letters Patent Appeal No. 54 of 2016 (O&M)
Date of decision: 28.3.2016

Jagat Singh

.. Appellant

v.

The State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. R. N. Lohan, Advocate for the appellant.

...

Rajesh Bindal J.

The order passed by the learned Single Judge dismissing the writ petition filed by the appellant seeking quashing of orders dated 20.1.2010, 26.7.2010 and 16.8.2010 pertaining to adverse remarks recorded against the appellant is under challenge in the present appeal.

The adverse comments were recorded in the ACR of the appellant for the period from 1.4.2009 to 31.3.2010, which were duly conveyed to the appellant. The appellant, who was serving as a Constable, was charge-sheeted for collecting monthly illegal gratification from persons indulging in *Satta* (gambling). In the enquiry, he was found guilty and vide order dated 20.1.2010, he was warned to be careful in future. In the ACR for that period, in the column of integrity, it was recorded as "corrupt". The representation against the same was rejected on 26.7.2010. His second representation against the above referred adverse remarks was also rejected vide order dated 16.8.2010. The writ petition was filed nearly three years thereafter. The same was dismissed on delay as well as on merits. There is

no error in the order passed by the learned Single Judge, as besides undisputedly delay in challenging the orders, there is sufficient material on record to opine that the appellant was a corrupt official.

Accordingly, the appeal is dismissed. Consequently, the application for condonation of delay in re-filing the appeal is also dismissed.

(Rajesh Bindal)
Judge

(Harinder Singh Sidhu)
Judge

28.3.2016
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