

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

**CWP No. 1643 of 2017 (O&M)
Date of Decision: 01.03.2017**

Jaspal Singh

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Satbir Gill, Advocate
for the petitioner.

JASWANT SINGH, J. (ORAL)

Petitioner-Jaspal Singh was enlisted as a Constable on 01.01.1994 in First Indian Reserve Battalion, Punjab. Subsequently, it came to light that the petitioner made interpolations in the date of birth i.e. recorded in his matriculation certificate, and converting the same from 12.10.1976 to 12.10.1974, this perhaps was done to make himself eligible for appointment as Constable being otherwise under age. Resultantly, an FIR 264, dated 28.09.1999 for offences under Sections 420, 468 and 471 of the Indian Penal Code, was registered at Police Station Civil Lines, Patiala, apart from initiation of disciplinary proceedings for imposition of major penalty. The disciplinary proceedings culminated into an order dated 18.06.1999 (**Annexure P-1**), whereby the petitioner was dismissed from service. The statutory appeal was dismissed on 05.04.2000 (**Annexure P-5**) and revision petition dismissed vide order dated 28.11.2003 (**Annexure P-8**).

It transpires that the criminal trial in the aforesaid FIR resulted into a judgment dated 17.10.2013 (**Annexure P-9**) passed by learned Judicial Magistrate Ist Class, Patiala, whereby affording benefit of doubt, the petitioner was acquitted of the charges. The petitioner, thereafter, on the strength of the judgment dated 17.10.2013 (**P-9**), filed a review of the dismissal order dated 18.06.1999 (**P-1**), which was dismissed vide order dated 12.05.2014 (**Annexure P-11**). Even the mercy petition filed by the petitioner was dismissed on 08.05.2015 (**Annexure P-12**). The petitioner, thus, has now prayed for quashing of dismissal order 18.06.1999 (**P-1**), appellate order dated 05.04.2000 (**P-5**), revision order dated 28.11.2003 (**P-8**), review order dated 12.05.2014 (**P-11**) and order of mercy petition dated 08.05.2015 (**P-12**).

After arguing for sometime and having failed to convince the Court on merits, learned counsel for the petitioner prays for withdrawal the present petition.

In view of above, present petition stands dismissed as withdrawn.

March 01, 2017

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**(JASWANT SINGH)
JUDGE**

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No