

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.3261 of 2017
Date of Decision:-20.02.2017.

Mukesh Kumar and others

.....Petitioners

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present: Mr. R.S. Mamli, Advocate for the petitioners.

P.B. BAJANTHRI, J. (Oral)

In the instant writ petition, the petitioner has questioned the validity of the order dated 6.7.2005 (Annexure P-3) by which his services have been dispensed. Similarly situated persons whose services were also dispensed on 6.7.2005. Some of the similarly situated like petitioners approached this Court questioning the validity of Annexure R-3 in the year 2006. This Court was pleased to set aside the dispensing the services of those petitioners on 15.2.2012 in CWP No.11129 of 2006 and CWP No.2116 of 2007 filed by Ex Constable Satya Narayan and others Vs. State of Haryana and Ex Constable Rohtash and others Vs. State of Haryana and others. Pursuant to the orders of this Court in the above writ petitions, the respondents have implemented the same on 21.11.20012. Thereafter, the petitioner has approached this Court in the year 2017. The petitioner had the cause of action in the year 2005 so as to challenge Annexure P-3 issued

on 6.7.2005. Having regard to the conduct of the petitioner, that he is fence-sitter and he was watching the proceedings of the other cases. Even though the other cases were decided and finally orders of this Court were implemented on 21.11.2012. Still the petitioner did not approach in the year 2012. Thus, there is inordinate delay and laches on the part of the petitioner in questioning the order dated 6.7.2005. Hence, the petitioner has not made out a case so as to interfere with the order dated 6.7.2005 (Annexure P-3).

Petition stands dismissed.

(P.B. BAJANTHRI)
JUDGE

February 20, 2017.
sandeep sethi

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.