

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 7782 of 2017 (O/M)
Date of decision : 19.4.2017

N.S. Kalsi Petitioner (s)
Versus
State of Punjab Respondent (s)

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. V.K. Sharma, Advocate, for the petitioner.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

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KULDIP SINGH J. (ORAL)

The petitioner seeks the quashing of chargesheet dated 15.2.2006 (Annexure-P-4). The chargesheet is to be assailed on the merits. It is contended that the petitioner had filed reply dated 25.7.2006 to the said chargesheet and now, vide order dated 28.2.2017 (Annexure-P-8), an inquiry officer has been appointed.

I am of the view that the chargesheet was served upon the petitioner on 15.2.2006 (Annexure-P-4). Mere appointment of an inquiry officer does not give any right to the petitioner to challenge the said chargesheet served upon him way back in the year 2006 i.e. more than 11 years. There is an inordinate delay in challenging the said chargesheet before this Court. Therefore, this Court will not go into the merits of the case. Let the petitioner face the inquiry and plead all the facts before the inquiry officer and thereafter, if any adverse order is passed, the petitioner is always at liberty to approach this Court. Hence, the present writ petition is dismissed with the abovenoted observations.

(KULDIP SINGH)
JUDGE

19.4.2017
sjks

Whether speaking / reasoned : Yes
Whether Reportable : No