

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

CWP No.7838 of 2017

Date of Decision:19.04.2017

Abbas Khan and another

... Petitioners

Vs.

State of Haryana and another

... Respondents

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

Present : Mr. M.D. Khan, Advocate for the petitioners.

P.B. BAJANTHRI J. (Oral)

In the instant writ petition, the petitioners have questioned the validity of dismissal order dated 16.03.2017 (Annexure P-1).

The petitioners are working in the Police Department. Their names have been cropped up in a criminal proceedings with reference to FIR No.201 dated 27.12.2016, under Sections 363/366-A/376-D/342/328/120-B IPC and 6 POCSO Act 2012 registered at Women Police Station Palwal.

The disciplinary authority has passed a detail order to the extent of impracticable for holding an inquiry against the petitioners. Thus, the disciplinary authority has invoked Article 311 (2) (b) of the Constitution in dismissing the petitioners from service. Dispensing inquiry issue has been decided in the reported decision viz., 2011 (3) RSJ 389; **Yunish Masish** v. **State of Punjab**. Present case is identical to that of the above cited case. Therefore, no interference is called for.

Petition stands dismissed.

At this stage, learned counsel for the petitioners seeks permission to withdraw the present petition.

Dismissed as withdrawn.

19.04.2017
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No