

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

CWP No.8942 of 2017 (O&M)

Date of decision : May 01, 2017

Avtar Singh

..... Petitioner

Versus

The State of Punjab and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. I.D. Singla, 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 ?

KULDIP SINGH J. (ORAL)

The petitioner was promoted as Deputy Superintendent of Police, vide order dated 10.12.2001 (Annexure P-1). In the meanwhile, due to election, the model code of conduct came into force. Consequently, the petitioner joined on 22.01.2002. The petitioner claims that he retired from service on 31.03.2006. He has referred the case of one Satinder Pal Singh, who was also promoted as Deputy Superintendent of Police and his date of joining has been antedated from 31.01.2002 to 21.12.2001. The petitioner also wants that his date of joining should be antedated from 22.01.2002 to 21.12.2001.

After hearing learned counsel for the petitioner, it comes out that the petitioner joined on 22.01.2002. He remained silent till his retirement i.e. 31.03.2006. I am of the view that if in the year 2013, the date of joining of one DSP, namely Satinder Pal Singh has been antedated illegally, there is no ground to commit the illegality regarding the case of

the petitioner also. Once, the petitioner has joined on a particular date, his date of joining cannot be antedated so as to give him the benefit of ACP after more than 15 years of said joining.

As such, the present petition is dismissed.

(KULDIP SINGH)
JUDGE

May 01, 2017

sarita

Whether speaking / reasoned Yes

Whether Reportable: No