

HIGH COURT OF CHHATTISGARH AT BILASPURWPS No. 3480 of 2018

Nidhish Kumar Koshti S/o Shri Arvind Kumar Koshti, aged about 40 years, presently posted as Excise Sub-Inspector, Durg (C.G.), R/o House No.98, Near Surya Mall, P.S. Junwani, District Durg (C.G.).

---Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary cum Commissioner, Department of Excise, Mantralaya, Mahanadi Bhawan, Naya Raipur, District Raipur (C.G.).
2. Deputy Commissioner, State Flying Squad, Raipur, District Raipur (C.G.).

---Respondents

For petitioner	:	Shri Mateen Siddiqui, Advocate.
For State	:	Shri Ashutosh Pandey, Panel Lawyer.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

02/05/2018

1. The challenge in the present Writ Petition is to the Annexure-P/1 dated 16/02/2017 whereby the petitioner has been inflicted with punishment of stoppage of two increments without cumulative effect.
2. The present Writ Petition has been filed after more than 14 months.
3. The documents and the averments enclosed with the petition does not reflect of the petitioner availing any departmental appeal against the impugned order.
4. This Court is therefore of the opinion that since the petition itself has been filed after a considerable period of time i.e. after more than 14 months, the petition suffers from delay and laches, reserving the right of the

petitioner to prefer a departmental appeal since the impugned order was an appealable order, the petition deserve to be and is accordingly dismissed.

Sd/-

(P. Sam Koshy)
JUDGE

Sumit