

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

CWP No. 8271 of 2018

Date of Decision: 4.4.2018

Avtar Singh

...Petitioner.

Versus

Union Territory of Chandigarh and others

...Respondents.

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Inderpal Singh Issar, Advocate
for the petitioner.

ARUN PALLI, J. (ORAL)

The petitioner was enrolled as a Home Guard Volunteer in the Chandigarh Home Guards Organisation under the Punjab Home Guards Act, 1947, in the year 1996. For his services were no longer required, he was discharged from the rolls, pursuant to an order dated 1.1.2013 (Annexure P-1). Subsequently, he moved a representation dated 2.9.2013 (Annexure P-2), seeking re-enrollment. However, vide order dated 16.9.2013 (Annexure P-3), his claim was declined, for in terms of the special report furnished by Inspector Kewal Krishan as also ASI Mohinder Singh on 1.1.2012, he was found drunk on duty, and was got medically examined at GMCH Sector-16, Chandigarh. Further, no post of Volunteer was vacant in the organisation either. But, it is urged that post termination of the services of the petitioner, the respondents have enrolled certain Volunteers.

CWP No. 8271 of 2018

Be that as it may, the fact remains that services of the petitioner were terminated more than five years ago, and, thus, the petition suffers from a gross and inordinate delay. No ground is made out to interfere in exercise of extraordinary jurisdiction under Article 226 of the Constitution of India. The petition is accordingly dismissed. Though, in the event, the respondents resort to any fresh recruitment/appointment, needless to assert, the petitioner shall be free to apply and compete for selection/appointment.

4.4.2018

AK Sharma

Whether Speaking/Reasoned:

Whether Reportable:

(ARUN PALLI)
JUDGE

YES / NO

YES / NO