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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP NO.18447 OF 2015(O&M)

Date of Decision: 30.10.2019

Gurmeet Singh Dhillion

.....Petitioner

versus

Gurdaspur-Amritsar Keshetriya
Gramin Vikas Bank and another

.....Respondents

CORAM HON'BLE MR. JUSTICE ARUN MONGA

Present Petitioner in person.
Mr. N.C.Sahni, Advocate,
for Mr. Arun Bakshi, Advocate,
for respondents.

ARUN MONGA, J (ORAL)

Impugned herein, *inter alia* is a charge sheet dated 20.07.1987 (Annexure P-1) which eventually culminated into department proceedings followed by dismissal of the petitioner from service.

The present writ petition is preceded by cantankerous litigation background inasmuch as in the earlier round, petitioner had preferred to invoke the ordinary civil jurisdiction and filed a civil suit to assail his dismissal from service. The said civil suit was decreed against the petitioner and the dismissal of the suit thereof was challenged by way of appeal before the first Appellate Court, which upheld the dismissal of the suit. The regular second appeal filed by the petitioner meted out similar fate and so was the case before Hon'ble the Supreme Court as the Special Leave Petition filed by the petitioner was dismissed vide order dated 03.04.2006 in following terms:-

“The petitioner makes a grievance that the Courts below have not considered some points which were raised before the Court. The petitioner may approach the High Court if he has such a grievance. The Special Leave Petition is dismissed.”

Backed up by the liberty granted by the Apex Court, the petitioner once again approached this Court by way of a review to seek re-hearing of his regular second appeal, dismissal of which was assailed by him before the Hon'ble Supreme Court.

After granting due opportunity to the petitioner, the review application was also dismissed by this Court vide a detailed order dated 05.09.2009 (Annexure P-8). The matter did not rest there. The petitioner once again approached Hon'ble the Supreme Court by way of a Special Leave Petition, to the review order dated 05.09.2009, which too was dismissed vide an order dated 20.09.2010 after hearing the arguments of the petitioner in person in following terms:-

“Permitted to appear and argue in person.

Special Leave Petition is dismissed.”

In the aforesaid background, the petitioner started applying for certain information under Right to Information Act in the year 2010 and after obtaining the same has preferred the present writ petition and contends that in view of the information under Right to Information Act, he is entitled to assail his dismissal from service all over again as the RTI information gives him a fresh cause of action.

The understanding of the petitioner about the law is totally

misplaced and I am not able to persuade myself with his contention. His suspension order dated 08.04.1988 followed by dismissal order dated 21.02.1989, have since already attained finality and upheld right upto Hon'ble the Supreme Court and there is thus no scope for interference in the present petition.

Writ petition is accordingly dismissed, with no order as to costs.

30.10.2019
mamta

(ARUN MONGA)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No