

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

1. LPA-1177-2011

State of Punjab and others

... Appellants

Versus

SI Surinder Kumar and others

... Respondents

2. LPA-1178-2011

State of Punjab and others

... Appellants

Versus

Satavtar Singh

... Respondent

Date of decision : 02.07.2019

***CORAM: HON'BLE MR. JUSTICE RAJIV SHARMA
HON'BLE MR.JUSTICE HARINDER SINGH SIDHU***

Present: Mr.Aayush Sarna, AAG, Punjab.

Mr.K.G. Chaudhary, Advocate
for the respondents in LPA-1177-2011.

Mr.Pawan Kumar, Senior Advocate with
Mr.Surya Kumar, Advocate
for the respondent in LPA-1178-2011.

RAJIV SHARMA, J.

Since common questions of law and facts are involved in the
aforesaid appeals, therefore, these are taken up together and disposed of by
a common judgment.

2. Both these appeals are instituted against the judgment dated 14.10.2010 rendered by the learned Single Judge in CWP-4913-2010 and CWP-19854-2004.

3. The core question formulated by the learned Single Judge in these writ petitions was whether persons from the Telecommunication Wing / Finger Print Bureau can be considered for being placed at list 'F' and 'G' (promotion to Inspector and promotion to DSP).

4. The learned Single Judge has relied upon the ratio of judgment delivered in CWP-10636-1996 decided on 17.07.1998. The learned Single Judge has also referred to the judgment rendered by the Hon'ble Supreme Court in Civil Appeal Nos.8690-8701 of 2010 decided on 06.10.2010. The learned Single Judge has reproduced para 10 which reads as under:-

“10. Thus a perusal of the relevant provisions of the Police Act clearly shows that the state police is one integral unit and does not consist of separate independent units. The overall administrative control of the police in the State is with the Inspector General of Police (now the Director General of Police).”

It is in these circumstances, the writ petitions were allowed.

5. The learned Single Judge has correctly interpreted Rules 1.1, 1.4, 1.5 of the Punjab Police Rules. The Hon'ble Supreme Court in the judgment cited above had categorically held that State police is one integral unit and does not consist of separate independent units. The over all administrative control of the police in the State is with the Inspector General of Police (now the Director General of Police).

6. Accordingly, there is no illegality and perversity in the

judgment dated 14.10.2010 and both these appeals are dismissed.

(RAJIV SHARMA)
JUDGE

(HARINDER SINGH SIDHU)
JUDGE

July 02, 2019.
Davinder Kumar

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