

CWP No.10176 of 2020
Date of Decision: 20.07.2020

Darshan Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAURPresent: Ms. Rachna Rudra, Advocate,
for the petitioner.

Ms. Lavanya Paul, Assistant Advocate General, Punjab.

NIRMALJIT KAUR, J. (ORAL)

The prayer in the present writ petition is for setting aside the order dated 28.05.2020 (Annexure P-4), vide which, the premature retirement notice had been issued by respondent No.3 on the ground that there is no adverse entry relating to integrity, the confidential reports for the last 10 years were good and nothing adverse against the petitioner is noticed and that no departmental enquiry is pending against him.

A perusal of the entire petition shows that there is no specific averment as to whether the petitioner has ever faced a departmental enquiry during his career or whether he has ever received any warning from the department and whether his work and conduct was always found to be satisfactory and beyond question.

Be that as it may, learned State counsel, who is duly present in the meeting through video-conferencing and who had been supplied an advance copy of the petition, on instructions from Mr. Sharanjit Singh, Superintendent of Police, Head Quarter, Sangrur, states that the petitioner

remained willfully absent for almost 804 days and has received 52 censure warnings. He has also faced number of disciplinary proceedings during his career. There are adverse remarks in his ACR for the period from 01.04.2019 to 14.09.2019 and from 15.09.2019 to 31.03.2020.

Besides the fact that he is not entitled for relief on account of the above facts, it is evident that the petitioner has concealed the said facts. He is thus guilty of not coming to the Court with clean hands.

In view the above, no ground to interfere in the impugned order is made out.

Dismissed accordingly.

(NIRMALJIT KAUR)
JUDGE

20.07.2020
sandeep

Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No