

LPA-548-2020 (O&M)

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

Sr. No.117

LPA-548-2020 (O&M)

Date of Decision: 04.09.2020

BHUPINDER SINGH

....Applicant/Appellant

VS

STATE OF PUNJAB AND OTHERS

...Respondents

**CORAM: HON'BLE MR. JUSTICE S.N. SATYANARAYANA
HON'BLE MRS. JUSTICE ARCHANA PURI**

Present: Mr. R.K. Arora, Advocate,
for the applicant-appellant.

S.N. SATYANARAYANA, J. (ORAL)

The matter has been taken up through video-conferencing in the light of COVID-19 pandemic.

This intra-court appeal is in challenge to order dated 11.08.2020 passed in CWP-11675-2020 passed by learned Single Judge of this Court. In the said proceedings, the writ petition filed by the appellant herein, was dismissed relying upon the judgment rendered in the matter of “*Tejinder Singh Vs. State of Punjab*” in CWP-16766-2011, dismissed on 20.01.2014.

Notice of motion.

Mr. Sahil Sharma, DAG, Punjab, takes notice on behalf of the respondent-State.

Heard the learned counsel for the Appellant as well as learned counsel for the state. Perused, the order impugned along with material available on record.

In the proceedings before learned Single Judge, the

appellant herein was challenging the order dated 6.7.2020 and 14.7.2020, wherein he was terminated from service, for having secured his employment on the basis of fake ETT Certificate. The order impugned in the writ petition, would indicate that, the termination of the appellant herein from service is on proper verification of the documents relied upon for his employment being found to be fake and forged document.

During the hearing of the writ petition, it is brought to the notice of the learned Single Judge that, the facts of the case on hand being similar to the facts in the matter of Tejinder Singh v/s State of Punjab referred to supra, the order impugned cannot be interfered. In the proceedings before learned Single Judge, there was an attempt on the part of the appellant herein, in trying to distinguish the said judgment as it would not apply to the facts of his case and that, it is covered by judgment of the Hon'ble Apex Court in the matter of *Bhagawathi Prasad and others Vs Delhi State Mineral Development Corporation*, decided on 15.12.1989 in W.P.No.100 and 1078 of 1988 and as well in the matter of *Dr.M.S.Mudhol Vs Shri.S.D.Halegkar*, decided on 13.7.1993 in SLP No.16256 of 1992 and also the order passed in the matter of *Sartaj Singh Vs State of Punjab and Another* decided on 17.1.2013 in CWP-10674 OF 2010 on the file of learned Single Judge of this court.

Infact, the order of learned Single Judge, impugned in this appeal would clearly indicate that, on going through the facts of the case on hand *vis-à-vis* the judgments referred to by the counsel for the appellant herein is convinced that, the order of termination of the

“Tejinder Singh Vs. State of Punjab” referred to supra. Accordingly the learned Single Judge has passed the order impugned in dismissing the writ petition filed by the appellant herein. The said order being just and proper both on facts and in law, it does not call for interference.

In that view of the matter, we are of considered opinion that no grounds are made out to entertain this intra-court appeal against the order dated:11.8.2020, passed in CWP-11675-2020, accordingly, this appeal is dismissed.

(S.N. SATYANARAYANA)
JUDGE

(ARCHANA PURI)
JUDGE

04.09.2020
Himanshu

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No