

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

CWP No.4260 of 2021(O&M)

Date of Decision:-24.02.2021

Jaipal.

.....Petitioner.

Versus

State of Haryana & Ors.

.....Respondents.

**CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH
HON'BLE MR. JUSTICE SANT PARKASH**

Present:- Mr. Pardeep Kumar Rapria, Advocate for the Petitioner.

Ms. Shruti Jain Goyal, Deputy Advocate General, Haryana.

JASWANT SINGH, J.(ORAL)

Petitioner has brought to the notice of this Court that in spite of the directions dated 28.11.2016 passed by the Haryana Human Rights Commission directing the initiation of departmental action against Inspector of Police Sh. Kashmir Singh/respondent No.4, no action has been initiated by the Haryana Police Department.

Learned State Counsel submits that said Inspector Kashmir Singh has retired on 13.10.2015 and, therefore, in view of Rule 12.2 (B) of HCS (Pension) Rules 2016, sanction of the competent Authority was required. The said exercise consumed most of the time. However, vide memo dated 7.9.2020 the sanction to initiate departmental inquiry

was granted. The said Inspector Kashmir Sing thereafter filed a suit for declaration and permanent injunction. The accompanying application under Order 39 Rules 1 & 2 CPC seeking temporary injunction stands dismissed vide order dated 24.12.2020 passed by learned Civil Judge(Sr. Divn.), Kaithal.

In view of the aforesaid developments, we find no ground to pursue the present writ petition. However, we hope that the department inquiry is initiated and completed at the earliest preferably within 6 months from today subject to no legal hindrance.

Disposed of with the above observations.

**(JASWANT SINGH)
JUDGE**

**(SANT PARKASH)
JUDGE**

February 24, 2021

Vinay

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>