

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

CWP-19439-1997 (O&M)

Date of decision: April 26, 2022

Lehna Singh

.....Petitioner

versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: None for the petitioner.

Mr. R.D. Sharma, DAG Haryana.

ARUN MONGA, J. (ORAL)

Petition was filed in the year 1997, *inter alia*, for issuance of a writ in the nature of Mandamus directing the respondents to take the petitioner on duty with immediate effect and further if the vision of the petitioner is found to be not of standard by them, he be given a light duty till the cataract in the eye of the petitioner is operated. Further prayer has been made to pay salary to the petitioner due from 24.07.1997 up till date and to cancel earned and half pay leave sanctioned by respondent No.3 arbitrarily.

Petition was admitted on 24.09.1998.

When called out for hearing, there is no representation on behalf of the petitioner. It seems that by sheer effluxion of time and pendency of the writ petition for more than 23 years before this Court, either it has been rendered infructuous or even otherwise the petitioner seems to have lost interest in pursuing the same.

In any case, it appears that even on merits, claim of the petitioner is not admissible in view of the following stand taken in Paras-1 and 2 of the reply on merits, which is reproduced herein for ready reference:

- “2. That para No.2 of the writ petition is admitted to the extent that the petitioner joined as Driver No.78 in Haryana Roadways, Karnal w.e.f. 11-3-1978. The petitioner was punished many times during his service career on account of various misconducts. The details of cases along with punishments awarded is enclosed herewith as annexure ‘R-1’ and its true English translation is annexure ‘R-1/T’. Thus the petitioner has highly un-satisfactory record.
3. As regards this para it is submitted that the petitioner was charge-sheeted for causing an accident against a Maruti Car No.DDV-6624 while driving bus No.HNL-5826. The bus remained standing at the place of accident on 17-12-88 from 9.30 a.m. to 18-12-88 up to 13.30 p.m. on account of negligent act of the petitioner and caused losses to the Govt. The Accounts Officer of the office was appointed as Enquiry Officer to enquire into the charges levelled against the petitioner.”

The above said stand of the respondents remains uncontroverted as neither replication nor any affidavit has been filed by the petitioner.

No grounds are made out to interfere. Dismissed.

(ARUN MONGA)
JUDGE

April 26, 2022
vandana

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