

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-16118-2022 (O&M)
Date of Decision: 27.07.2022

SWARANJIT SINGH

..... Petitioner(s)

Versus

STATE OF PUNJAB AND ANOTHER

..... Respondent(s)

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. B.K. Mehta, Advocate
for the petitioner.

Mr. Navdeep Chhabra, DAG, Punjab.

LISA GILL, J.

Prayer in this petition is for issuance of direction to the respondents to issue order of deemed reinstatement of the petitioner in service from 16.12.2009 to 31.05.2010 and also issue order of his retirement as on 31.05.2010.

Learned counsel for the petitioner submits that FIR No.279 dated 08.12.2009 under Sections 406, 409, 420, 465, 467, 468, 471 read with Section 120-B IPC at Police Station Ferozepur Cantonment was falsely registered against the petitioner while he was in service. Petitioner has been discharged in the matter on 19.05.2017 and said order has since attained finality. Departmental proceedings initiated against the petitioner have also been dropped on 04.02.2021. Learned counsel further submits that other officials, who were co-accused with the petitioner and suspended on 16.12.2009 were reinstated vide order dated 30.11.2020. However, no

action has been taken in so far as the petitioner is concerned. Number of requests were made by the petitioner in this respect. Ultimately, a legal notice dated 09.02.2022 (Annexure P-7) has also been served upon the respondents, but to no avail.

At this stage, learned counsel for the petitioner restricts his prayer for a decision on the legal notice dated 09.02.2022 (Annexure P-7), in a time bound manner.

Notice of motion.

Mr. Navdeep Chhabra, DAG, Punjab, accepts notice on behalf of both the respondents. Advance copy of the writ petition stands served. Learned counsel for the State does not raise any serious objection to the limited prayer addressed.

Keeping in view the facts and circumstances of this case, but without any expression of opinion on the merits of the matter, this petition is disposed of with a direction to the competent authority to consider and decide legal notice dated 09.02.2022 (Annexure P-7), by passing a speaking order within a period of three months from receipt of certified copy of this order. In case, petitioner is found entitled to any monetary benefit, it be released within the next two months thereafter.

Writ petition is disposed of accordingly.

27.07.2022

Sunil

**(LISA GILL)
JUDGE**

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