

134.

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

CWP-21581-2022

Date of Decision: 19.09.2022

MANDEEP

.... Petitioner

Versus

STATE OF HARYANA AND OTHERS

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Rajender Singh Malik, Advocate,
for the petitioner.

JAISHREE THAKUR.J (Oral)

This is a petition that has been filed under Articles 226/227 of the Constitution of India seeking issuance of a writ, order or direction especially in the nature of Certiorari for quashing the impugned order dated 12.09.2016 whereby the petitioner has been dismissed from service on account of pendency of a criminal case i.e. FIR No.524, dated 04.09.2016, registered under Sections 217/221/120-B of IPC and Sections 7 & 8, 13(2) of the Prevention of Corruption Act and Section 21(b)/27-A of the Narcotic Drugs Psychotropic Substances Act, 1985, at Police Station City Fatehabad, District Fatehabad (Annexure P-5). He has also sought quashing of the order dated 02.05.2017 whereby his appeal has been rejected.

Counsel appearing on behalf of the petitioner would submit that since the petitioner has been acquitted in the aforesaid FIR, he be reinstated in service with all consequential benefits. He has also prayed that against the order of dismissal which was upheld in appeal, the petitioner has filed

revision petition before the Director General of Police, Haryana, Panchkula, which has not been decided yet. He would submit that at this stage, the petitioner would be satisfied in case his revision petition is decided in a time bound manner, in accordance with law.

Notice of motion.

On the asking of the Court, Ms. Kirti Singh, DAG, Haryana, accepts notice on behalf of the respondents and would submit that the respondents will look into the matter and will take a decision on the revision petition of the petitioner.

Let sufficient number of copies of complete paper book be supplied to her during the course of day.

In view of the above, the present petition is disposed of by directing respondent No.2 to take a decision on the revision petition, dated 21.04.2022, Annexure P-4, of the petitioner, while passing a speaking order, within a period of one month from the date of receipt of certified copy of this order, in accordance with law, and convey the decision to the petitioner. In case of failure to do so, the officer responsible for the lapse would be liable to costs of Rs.20,000/- from his personal pocket, to be deposited with the Punjab and Haryana High Court Advocates Welfare Fund.

19.09.2022
sanjeev

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No