

CWP-9705-2018; CWP-9707-2018 &  
CWP-9420-2021

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226 IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

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Date of Decision: 26.05.2022

(I) CWP-9705-2018

Baltej Singh

..... Petitioner

Versus

State of Punjab and others

..... Respondents

(II) CWP-9707-2018

Maninder Kaur

..... Petitioner

Versus

State of Punjab and others

..... Respondents

(III) CWP-9420-2021

Raj Kumar

..... Petitioner

Versus

State of Punjab and others

..... Respondents

**CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Sapan Dhir, Advocate,  
for the petitioner(s).

Mr. Navdeep Chhabra, DAG, Punjab.

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**HARSIMRAN SINGH SETHI J. (ORAL)**

Vide this common order, three writ petitions, the details of which have been mentioned in the heading, are being disposed of, as the common question of law arises in all of them.

Learned counsel for the parties agree that the question of law, as raised in the present petitions, is covered by the judgment of a co-

ordinate Bench of this Court, passed in **CWP-12450-2013**, titled as **“Ashwani Kumar Vs. State of Punjab and others”**, decided on 27.01.2017.

Learned counsel for the petitioners submits that the petitioners will not claim the arrears of the salary, in case they are re-instated in service by the respondents.

Keeping in view the joint request of the parties, the present petitions are disposed of in terms of the judgment passed in **Ashwani Kumar's case** (supra). The impugned orders of termination dated 02/15.02.2006, 18.01.2017 and 09.01.2006, passed in CWP-9705-2018, CWP-9707-2018 and CWP-9420-2021, respectively, are quashed with liberty to the respondents to hold an enquiry into the allegations alleged against the petitioners and pass appropriate orders afresh.

As undertaken by learned counsel for the petitioners, the petitioners will not be entitled for the grant of arrears of the salary for the period they remained out of service. Further, the respondents will be at liberty to initiate appropriate proceedings against the petitioners after re-instating them in service, in case the respondents intend to do so, and thereafter pass appropriate speaking orders in accordance with law.

Photocopy of this order be placed on the files of connected cases.

**26.05.2022**  
*Apurva*

**(HARSIMRAN SINGH SETHI)**  
**JUDGE**

1. Whether speaking/reasoned : Yes
2. Whether reportable : No