

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

**CWP No.4720 of 2020 (O&M)
Date of decision : 24.01.2023**

Baldev Ram

..... Petitioner

versus

The State of Punjab & ors.

..... Respondents

CORAM : HON'BLE MR.JUSTICE PANKAJ JAIN

Present :- Mr. Sandeep Kumar, Advocate
for the petitioner.

PANKAJ JAIN, J. (ORAL)

Present writ petition has been filed under Article 226/227 of the Constitution of India praying for issuance of writ in the nature of Certiorari seeking quashing of the order dated 07.05.1996 (Annexure P-10) and the order dated 23.12.2019 (Annexure P-18) and that 06.10.2019 (Annexure P-17) passed in appeal preferred by the petitioner.

Petitioner was charge-sheeted on 27.07.1994 for unauthorized absence from 15.11.1993 to 31.12.1993. Admittedly after holding inquiry against the petitioner he was awarded punishment vide order dated 07.05.1996. The petitioner remained dormant till 2019 when he filed CWP No.24474 of 2019 which was dismissed in following terms :-

“After arguing for some time, counsel for the petitioner states that he be allowed to withdraw the present writ petition with liberty to avail the remedy of appeal provided against the impugned order dated 07.05.1996 (Annexure P-10).

Dismissed as withdrawn, with the liberty, as prayed for.”

Thereafter the petitioner filed appeal as provided under the statute, the same has now been dismissed.

I have heard learned counsel for the petitioner and have gone through the records of the case.

Counsel for the petitioner has not been able to give any justification for such a delayed reaction. The petitioner remained dormant for more than 23 years and invoked writ jurisdiction of this Court only in 2019. In view of the aforesaid fact this Court finds that the present writ petition filed by the petitioner cannot be entertained and he cannot be allowed to agitate with respect to the order which was passed in the year 1996.

Consequently, the present writ petition is dismissed on the ground of delay and latches.

(PANKAJ JAIN)
JUDGE

24.01.2023
Pooja sharma-I

Whether speaking/reasoned	Yes
Whether Reportable :	No