

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

CWP-9746-2021

Date of decision : 28.02.2023

Kuljinder Singh

..... Petitioner

versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. G.P.S. Bal, Advocate
for the petitioner.

Mr. Inderpreet Singh Kang, AAG, Punjab.

PANKAJ JAIN, J. (Oral)

The grievance of the petitioner relates to order dated 15.05.2019 and that dated 21.09.2018, whereby the petitioner though ordered to be reinstated, yet has been denied of salary and other benefits for the period interregnum. The petitioner who was working with the respondent-Police Department was ordered to be dismissed vide order dated 22.04.2015.

In appeal, the orders were re-affirmed. However, Secretary (Home) vide order dated 17.09.2018 observed that the reason for dismissal of the petition has been found to be against the record and thus, the petitioner deserves to be reinstated.

Petitioner represented against the same aggrieved of the portion of the order vide which he was denied benefits from the period commencing from the date of dismissal till the date of such rejoining. The said representation was again dismissed vide order dated 15.05.2019. State counsel submits that the authorities are ready to reconsider the denial of service benefits to the petitioner as dismissal of the petitioner was after resorting to Article 311(2)(b) i.e. after dispensing with the inquiry. The said proposal is accepted by the petitioner.

Resultantly, the present writ petition is disposed off with the direction to the respondents to reconsider the case of the petitioner in light of the statement made by State counsel hereinabove within a period of 03 months from the date of receipt of certified copy of the order.

Ordered accordingly.

(PANKAJ JAIN)
JUDGE

28.02.2023

Dinesh

Whether speaking/reasoned : Yes

Whether Reportable : No