

In the High Court of Punjab and Haryana, at Chandigarh

**Civil Writ Petition No. 17652 of 2022
And Other Connected Cases**

Date of Decision: 23.01.2023

Madan Mohan Gupta

... Petitioner(s)

Versus

The State of Punjab and Others

... Respondent(s)

CORAM: Hon'ble Mr. Justice Anil Kshetarpal.

Present: Mr. Ankit Midha, Advocate
for the petitioner(s) (In CWP-17652-2022, CWP-17951-2022, CWP-18106-2022, CWP-18761-2022, CWP-18814-2022, CWP-18793-2022, CWP-18998-2022, CWP-19023-2022, CWP-19173-2022, CWP-19224-2022, CWP-19250-2022, CWP-19283-2022, CWP-21543-2022, CWP-21606-2022, CWP-22560-2022, CWP-22563-2022, CWP-22594-2022, CWP-22629-2022, CWP-22924-2022 and CWP-24003-2022).

Mr. Amarjit Singh Bedi, Advocate
for the petitioner(s) (In CWP-20336-2022, CWP-20870-2022, CWP-21133-2022, CWP-21255-2022, CWP-21613-2022, CWP-27824-2022).

Mr. Jatinder Pal Singh, Advocate
for the petitioner(s) (In CWP-19190-2022 and CWP-26134-2022)

Mr. R.S.Pandher, Deputy Advocate General,
Punjab, for the respondents.

Anil Kshetarpal, J.

1. This is a batch of 28 identical writ petitions. By this common order, all the writ petitions (details whereof are at the foot of the judgment) shall stand disposed of.

2. On 12.01.2023, the following order was passed:-

“Learned counsels representing the petitioners submit that the identical issue is involved in large number of cases. They contend that as per Rule 2.2 (b) of the Punjab Civil Services Rules, Volume II, the employer is not entitled to issue the charge-sheet to a retired employee with respect to an event which took place more than 4 years before the issuance of the charge-sheet.

Learned State counsel prays for some time to get complete instructions before assisting the Court.

List on 23.01.2023, in the urgent list.

The office is directed to list all the aforementioned cases in the urgent list at one serial number.

A photocopy of this order be placed on the files of the other connected cases.”

3. In the Civil Writ Petition No. 20870 of 2022 (“Amarjit Singh v. State of Punjab and Another”), a short affidavit of the Chief Engineer, Headquarter and Dispute Resolution, Department of Water Resources, Chandigarh, has been filed on behalf of the respondent No.1 and 2. The said affidavit is taken on record. It has been stated therein that in view of the provisions contained in the Punjab Civil Services Rules, Volume-II, the competent authority has decided not to go ahead with the disciplinary proceedings initiated against the petitioner vide charge sheet dated 30.05.2022.

4. Mr. R.S.Pandher, Deputy Advocate General, Punjab, on the instructions from Mr. Tarandeep Singh, Law Officer (Irrigation Department),

submits that this decision is applicable to all the writ petitioners in this batch.

5. Keeping in view the aforesaid facts, all the writ petitions are dismissed as having been rendered infructuous.

(Anil Kshetarpal)
Judge

January 23, 2023
“DK”

Whether speaking/reasoned :Yes/No

Whether reportable : Yes/No

Sr. No.	Case No.	Party’s Name
1.	CWP-17951-2022	NARESH GOYAL V/S STATE OF PUNJAB AND OTHERS
2.	CWP-18106-2022	SATISH KUMAR V/S STATE OF PUNJAB AND OTHERS
3.	CWP-18761-2022	GULSHAN RAI NAGPAL V/S STATE OF PUNJAB AND OTHERS
4.	CWP-18814-2022	VIJAY KUMAR MITTAL V/S THE STATE OF PUNJAB AND OTHERS
5.	CWP-18793-2022	GURWARIAM SINGH SANDHU V/S STATE OF PUNJAB AND OTHERS
6.	CWP-18998-2022	CHANDER SHEKHAR GARG V/S STATE OF PUNJAB AND OTHERS
7.	CWP-19023-2022	AMARJEET GUPTA V/S STATE OF PUNJAB AND OTHERS
8.	CWP-19173-2022	RADHEY SHYAM AHUJA V/S STATE OF PUNJAB AND OTHERS
9.	CWP-19190-2022	SOHAN LAL SIDHU V/S STATE OF PUNJAB AND ANOTHER
10.	CWP-19224-2022	BRISH BHAN V/S THE STATE OF PUNJAB AND OTHERS
11.	CWP-19250-2022	PARAMJIT SINGH GHUMAN V/S STATE OF PUNJAB AND OTHERS
12.	CWP-19283-2022	BAJRANG LAL SINGLA V/S STATE OF PUNJAB AND OTHERS
13.	CWP-20336-2022	BALJINDER SINGH V/S STATE OF PUNJAB AND Another
14.	CWP-20870-2022	AMARJEET SINGH V/S STATE OF PUNJAB AND ANR
15.	CWP-21133-2022	AMARJIT SINGH SANDHU V/S STATE OF PUNJAB AND ANOTHER
16.	CWP-21255-2022	RAMESH KUMAR SACHDEVA V/S STATE OF PUNJAB AND ANOTHER
17.	CWP-21543-2022	RAGHBIR SINGH V/S STATE OF PUNJAB AND OTHERS
18.	CWP-21606-2022	DALBIR SINGH DHALIWAL V/S STATE OF PUNJAB AND OTHERS

Sr. No.	Case No.	Party’s Name
19.	CWP-21613-2022	JAGJIT SINGH V/S STATE OF PUNJAB AND OTHERS
20.	CWP-22560-2022	VINOD CHAUDHARY V/S STATE OF PUNJAB AND OTHERS
21.	CWP-22563-2022	GURMEL SINGH V/S STATE OF PUNJAB AND OTHERS
22.	CWP-22594-2022	HARSH KUMAR MAHAJAN V/S STATE OF PUNJAB AND OTHERS
23.	CWP-22629-2022	ROSHAN LAL MITTAL @ RL MITTAL V/S STATE OF PUNJAB AND OTHERS
24.	CWP-22924-2022	K C BHAGAT @ KISHAN CHAND V/S STATE OF PUNJAB AND OTHERS
25.	CWP-24003-2022	JASINDER SINGH BHANDARI V/S STATE OF PUNJAB AND OTHERS
26.	CWP-26134-2022	MUKESH KUMAR V/S STATE OF PUNJAB AND ANOTHER
27.	CWP-27824-2022	VARINDER KUMAR V/S STATE OF PUNJAB AND OTHERS

January 23, 2023
“DK”

(Anil Kshetarpal)
Judge