

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(114)

CWP No. 18401 of 2023
Date of Decision : 29.08.2023

Ranjit Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Ms. Anu Chatrath, Senior Advocate with
Mr. Nikhil Singh, Advocate for the petitioner.

Mr. Gurpreet Singh, Additional Advocate General, Punjab.

Harsimran Singh Sethi J. (Oral)

Learned senior counsel appearing on behalf of the petitioner argues that the petitioner was dismissed from service on the ground of absence vide order dated 25.08.2003 (Annexure P-1) and after the acquittal in a criminal case, the petitioner had filed an appeal, which has been rejected by the respondents by passing a non-speaking and cryptic order, hence, the appeal preferred by the petitioner should have been decided on merits rather than by a totally cryptic and non-speaking order.

Notice of motion.

On the asking of the Court, Mr. Gurpreet Singh, learned Additional Advocate General, Punjab, who is present in Court, accepts notice on behalf of the respondent-State.

Learned counsel for the respondents submits that though, a reason has been given in the order deciding the appeal, a copy of which has been appended as Annexure P-5 but the other grounds as to whether the punishment was commensurate to the allegations alleged keeping in view the number of years of service raised by the petitioner in the appeal has not been considered. Learned counsel for the respondents submits that the present order may kindly be treated as withdrawn with liberty to the Deputy Inspector of Police, Ferozepur Range Ferozepur to pass a fresh order on the appeal filed by the petitioner, which order will be passed within a period of two months of the date of receipt of copy of this order.

Learned counsel for the petitioner submits that keeping in view the said statement of learned counsel for the respondents, the present petition may kindly be disposed of having been not pressed any further.

Ordered accordingly.

August 29, 2023
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No