

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

LPA-222-2023 (O&M)

Date of Decision: 28.02.2023

Brijpal Singh

.....Appellant

Vs.

State of Haryana and others

....Respondents

**CORAM: HON'BLE MR. JUSTICE G.S. SANDHAWALIA
HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN**

Present: Mr. Abhinav Aggarwal, Advocate for the appellant.

Mr. Sanjiv Kumar Aggarwal, Advocate for respondent No.5.

G.S. SANDHAWALIA, J. (ORAL)

Perusal of the paper-book would gone to show that the appellant is a consistent forum shopper before this Court and has filed frivolous petitions against one and all.

2. Counsel for the appellant has pointed out that in ***Criminal Miscellaneous No.34698 of 2017 titled 'Brijpal Versus State of Haryana and others'*** (Annexure P-8), cost of 25,000/- had been imposed on account of the fact that the directions were sought for fair and partial investigation in FIR 265 dated 11.11.2010 registered at Police Station Bhiwani, Civil Lines, Bhiwani.

3. Similarly, it is has been noticed in ***Criminal Miscellaneous No.2047 of 2018 titled 'Brijpal Singh Versus State of Haryana and others' decided on 31.07.2018 (Annexure P-9)*** the petitioner had sought directions for ensuring care and protection of the children who was studying in the school invoking the jurisdiction of Juvenile Justice (Care

and Protection of Children) Act, 2015. It was found that the son of the appellant had been denied admission by respondent No.5 in NCC due to physical issues. It was also noticed that three of his children are getting free education under the Right to Education Act, despite the fact that he is an Advocate and therefore, the appellant had lodged a complaint against the Principal, besides respondent No.5 and the petition was, accordingly, then dismissed by noting these facts.

4. The present case also is a classic case of *vendetta* which is being raised against various persons who are employed in the Education Department. Apparently, respondent No.5 is one of the persons who is on the receiving end, when the challenge has been raised to the disability certificates.

5. Apart from other Government employees, it is apparent that forum shopping is the profession as such of the present petitioner. He has been approaching the State Commissioner. For The Persons with Disabilities for allegedly raising issues, though being a professional under the banner of 'Swasthya Shiksha Sahyog Sangathan, Bhiwani'. The learned Single Judge's order which is impugned in Civil Writ Petition 15137 of 2022 has ensured that the balance is maintained when the order of the Commissioner is implemented and the medical has to be conducted of the respondent No.5 by the Board, which has been constituted by keeping in mind that the disability is an old one. The appellant is not even stopping at that and continues to interfere in the manner which is obvious from his earlier conduct, which has been noticed by the various Benches of this Court.

6. Accordingly, keeping in view the above, the present appeal is dismissed in limine. The appellant shall deposit Rs.10,000/- as costs with the Blind School, Sector 26, Chandigarh. In case the deposit receipt is not placed on record within four weeks, the Collector, Bhiwani, shall recover the said amount as arrears of land.

7. However, at a later point of time, counsel submitted that cost be not imposed. Keeping in view, the request made by the counsel, we order that the portion regarding the imposing of cost be deleted.

(G.S. SANDHAWALIA)
JUDGE

(HARPREET KAUR JEEWAN)
JUDGE

28.02.2023
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Whether Speaking	Yes
Whether Reportable	No