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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

1)

CWP-5824-2019 (O&M)
Date of Decision:15.03.2024

RAM MURTI

..... Petitioner

Versus

STATE OF PUNJAB AND OTHERS

..... Respondents

2)

CWP-6109-2019 (O&M)

BALJIT SINGH

.....Petitioner

Versus

STATE OF PUNJAB AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present : Mr. Vishal Sharma, Advocate
for the petitioner.

Mr. Pawan Kumar, DAG, Punjab.

JAGMOHAN BANSAL, J. (Oral)

1.
- By this common order CWP-5824-2019 and CWP-6109-2019 are disposed of since issue involved in both the petitions and prayer sought are common. With the consent of parties and for the sake of brevity, facts are borrowed from CWP-5824-2019.
2.
- The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking setting aside of order dated 22.02.2019 (Annexure P-4) whereby petitioner has been transferred from Punjab Armed Police (for short ‘PAP’) to District Police Cadre.
3.
- The claim of the petitioner is that he had served with PAP for more than 20 years. The respondent after introduction of Punjab

Police Act, 2007 decided to bifurcate entire police force into four cadres i.e. PAP, District, Intelligence and Technical. The respondent invited option from officers but petitioner did not file his option. The respondents administratively shifted him to District Cadre vide impugned order dated 22.02.2019 (Annexure P-4).

3. Mr. Vishal Sharma, Advocate fairly concedes that petitioner did not file option though State had invited options and on account of non-filing of option, petitioner has been made part of District Cadre.

4. Learned State counsel submits that as petitioner did not file option by cut off date, the Competent Authority was left with no option except to adjust him according to available slot. The decision was taken on administrative ground.

5. The petitioner did not file option despite proper opportunity granted to all the employees to furnish their option. There was a cut off date. The petitioner being fence sitter cannot take advantage of his lapse. Court cannot help a man who is not acting prudently and within prescribed time.

6. Dismissed.

7. Pending misc. application(s), if any, shall also stand disposed of.

(JAGMOHAN BANSAL)
JUDGE

15.03.2024
Ali

Whether speaking/reasoned	Yes/No
<i>Whether Reportable</i>	<i>Yes/No</i>