

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

130

CWP-5350-2024
Date of Decision: 06.03.2024

Gurmeet Singh ...Petitioner

Versus

State of Punjab and others ...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. V.K. Shukla, Advocate for the petitioner
Mr. Aman Dhir, Deputy Advocate General, Punjab

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner through instant petition under Article 226 of the Constitution of India is seeking setting aside of charge sheet dated 28.10.2022 (Annexure P-4).
2. The petitioner has retired from respondent-department as Superintendent of Police. During his service career, an FIR No.158 dated 03.07.2022 under Sections 376(2)(h), 376(2)(k), 506 of Indian Penal Code, 1860 at Police Station City Gurdaspur was registered against him. He was suspended by order dated 16.08.2022 (Annexure P-2). He has been acquitted in the criminal case vide judgment dated 17.01.2023 (Annexure P-3) passed by Additional Sessions Judge, Gurdaspur. The respondent has issued charge sheet dated 28.10.2022 (Annexure P-4) and the petitioner has already filed his reply. Despite his acquittal in the criminal case, the respondents are not adjudicating charge sheet as well as releasing his pensionary benefits.

3. Notice of motion.
4. Mr. Aman Dhir, Deputy Advocate General, Punjab who on advance notice is present in Court, accepts notice on behalf of the respondents. He assures the Court that competent authority would adjudicate impugned charge sheet within 4 months from today and during the intervening period, claim of the petitioner for pensionary benefits would also be adjudicated.
5. Learned counsel for the petitioner agrees to the aforesaid arrangement.
6. In the wake of statement of learned counsels for both sides, the present petition stands disposed of.

(JAGMOHAN BANSAL)
JUDGE

06.03.2024
Mohit Kumar

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