

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

208

CWP-17848-2021 (O&M)  
Date of Decision: 26.04.2024

Surjit Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Manbir Singh, Advocate  
for Mr. Tushar Sharma, Advocate for the petitioner  
Mr. Pawan Kumar, Deputy Advocate General, Punjab  
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JAGMOHAN BANSAL, J. (Oral)

1. This Court on 09.09.2021 passed the following order:-

*“Petitioner-Surjit Singh, stated to be aged 49 years, has filed the present petition inter alia with a prayer for issuance of a writ in the nature of mandamus directing the respondents to stay the departmental enquiry ordered by respondent No.2.*

*Learned counsel for the petitioner submits that the petitioner was issued a chargesheet [(Annexure P-6) on the basis of allegations made in FIR No.344 dated 13.07.2020] by the Superintendent of Police (Detective) GRP Punjab Camp, Patiala. Learned counsel then submits that the allegations in the departmental inquiry and the criminal case are same/similar.*

*Notice of motion.*

*On asking of the Court, Mr. Ayush Sarna, AAG, Punjab, accepts notice on behalf of the State.*

*List on 30.11.2021.*

*Reply, if any, be filed in the meantime.*

*In the meantime, it is directed that till the next date of hearing, in the departmental inquiry, the examining of the common witnesses (who are common in the trial Court and the departmental inquiry) shall remain stayed.”*

2. Mr. Pawan Kumar, Deputy Advocate General, Punjab submits that all the witnesses have already been examined before the Trial Court and the matter is fixed for defence evidence, thus, the present petition has rendered infructuous.
3. Faced with this, learned counsel for the petitioner submits that he may be granted liberty to raise all the issues before the competent authority.
4. Disposed of with aforesaid liberty.
5. Pending application(s), if any, shall also stand disposed of.

(JAGMOHAN BANSAL)  
JUDGE

26.04.2024  
Mohit Kumar

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