



CWP-21627-2018

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(223)

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Date of Decision : July 25, 2024

Honey Chandel

.. Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Aditya Dassaur, Advocate, with
Ms. Lakshita Sahni, Advocate and
Ms. Prinkla Singla, Advocate, for the petitioner.

Mr. Amarpreet Singh Bains, Assistant Advocate General,
Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

1. Learned counsel for the petitioner submits that the question of law raised in the present writ petition has already been decided by this Court while passing order in ***CWP No.18705 of 2018 titled as Swati Saini and others vs. State of Punjab and others, decided on 19.11.2020***, which petition was allowed in terms of the order passed in ***CWP No.11372 of 2017 titled as Dr. Harmandeep Singh and others vs. State of Punjab and others, decided on 23.07.2019***, and the present writ petition be also disposed of in same terms.

2. Learned State counsel submits that the judgment passed in ***Swati Saini's case (supra)*** is under an appeal though there is no interim order.



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3. I have heard learned counsel for the parties and have gone through the record with their able assistance.

4. Once, it is a conceded position that the issue raised in the present writ petition is already covered by the decision of this Court in ***Swati Saini's case (supra)***, which petition is also allowed in terms of ***Dr. Harmandeep Singh's case (supra)***, the petitioner is also entitled for the grant of relief.

5. The present writ petition is also allowed in terms of ***Dr. Harmandeep Singh's case (supra)*** with the clear indication that in case the judgment in ***Dr. Harmandeep Singh's case (supra)*** is modified or set aside in appeal, same will be made applicable upon the petitioner also without initiating any other proceedings.

July 25, 2024

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No