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

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Date of decision: 09.12.2024

JASHANDEEP SINGH

...PETITIONER

Vs.

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. Rahul Bhargava, Advocate and
Mr. Chetan Bansal, Advocate
for the petitioner.

Mr. Aman Dhir, DAG, Punjab.

JAGMOHAN BANSAL, J (ORAL)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking setting aside of order dated 17.02.2023 (Annexure P-8) whereby respondent has declined his prayer to waive off balance 5 months' basic training and recalled order of regularization of pay.

2. The petitioner is working with Punjab Police as Constable. He joined Police Force on 26.06.2019. As per applicable Rules and Regulations, he was supposed to undergo 9 months basic police training. He completed 4 months training and thereafter left the training institute. As per applicable Rules, probation period of a Constable is 3 years. On account of non-completion of 9 months training, the petitioner was not regularized for the purpose of salary. He filed writ petition No. 27545-2022 before this Court which was disposed of with

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a direction to respondents to consider his claim. The respondent regularized him for the purpose of salary subject to decision of Senior Officers. The respondent by impugned order has recalled its earlier order of regularization of salary and asked the petitioner to complete the training.

3. Learned counsel for the petitioner *inter alia* contends that petitioner joined Punjab Police on 26.06.2019 as Constable. He was supposed to undergo training of 9 months. He could complete training of only 4 months on account of illness of his mother. He is regularly working, however, getting salary of Rs.9,000/- instead of Rs.50,000/- payable to regular employees. At one point of time, he was granted salary payable to regular Constables, however, said order has been recalled and at present he is paid salary of Rs.9,000/-.

4. Mr. Aman Dhir, DAG, Punjab submits that if petitioner completes balance 5 months training, he would be regularized and paid regular salary. As per procedure, a Constable has to complete 9 months' training in a single stretch and cannot complete in piece meal, nevertheless, the petitioner would be given relaxation and he can complete remaining training of 5 months as and when batch would be available.

5. On the asking of Court, learned State Counsel submits that next batch having completed 4 months training would be available within 6 months.

6. Considering the arguments of both sides and peculiar facts and circumstances, this Court finds it appropriate to direct respondent to permit petitioner to complete his balance training as and when batch would be available, however, he would not be asked to wait for more than 6 months from today. If within 6 months from today, he is not permitted to join training school



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for balance training, he would be entitled to regular salary. It is made clear that this order shall not be treated as precedent.

7. Disposed of accordingly.

09.12.2024
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[JAGMOHAN BANSAL]
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No