



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

119

CWP-33746-2024

Date of decision: 13.12.2024

VINOD KUMAR

...PETITIONER

Vs.

STATE OF HARYANA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. Atul Lakhanpal, Senior Advocate with
Ms. Shikha Charak, Advocate
for the petitioner.

Mr. Raman Sharma, Addl. A.G., Haryana.

JAGMOHAN BANSAL, J (ORAL)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking direction to respondents to consider him for the post of Constable.

2. The petitioner pursuant to an advertisement applied for the post of Constable. He belongs to SC category. He cleared written as well as physical test. He was called by office of Superintendent of Police, Kaithal for joining duty, however, authorities did not permit him to join and no appointment letter was issued.

3. Mr. Atul Lakhanpal, Senior Advocate submits that petitioner believes that respondent has not issued appointment letter because two FIRs were registered against him. The petitioner has already been acquitted in FIR No. 106 dated 14.05.2016 vide judgment dated 15.11.2022 (Annexure P-11) passed by trial Court.

Appeal filed against judgment of acquittal stands dismissed. The trial arising out of



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second FIR No. 270 dated 09.12.2016 under Sections 186, 332, 353, 427, 506 and 34 IPC registered at Police Station Adampur, District Hisar is still pending and he is likely to be acquitted. The respondent has not made any formal communication. The petitioner has been deprived from his valuable right to join the post.

4. Notice of motion.
5. Mr. Raman Sharma, Addl. A.G., Haryana who on advance notice is present in Court, accepts notice on behalf of respondent-State and waives service.
6. With the consent of both sides, the matter is taken up for final disposal.
7. Learned State counsel submits that petitioner cannot be permitted to join because he was involved in two FIRs. Trial arising out of one FIR is still pending, nevertheless, Competent Authority would examine the matter and pass an appropriate order, if not passed till date.
8. In the wake of statement of learned State counsel, the present petition stands disposed of with a direction to respondent No. 4 to pass an appropriate order within 2 months from today, with respect to grievance of the petitioner.

13.12.2024
manoj

[JAGMOHAN BANSAL]
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No