



**397 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP-16827-2003 (O&M)
Date of Decision: 30.10.2025**

Rajesh Kumar

...Petitioner

Versus

Director General Police, Haryana and Others

...Respondents

CORAM:- HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Abhishek Kaushik, Advocate for
Mr. Vijay Kumar Jindal, Advocate
for the petitioner.

Ms. Rajni Gupta, 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 setting aside of order dated 01.05.2003 whereby he was discharged in terms of Rule 12.21 of Punjab Police Rules, 1934 (as applicable to State of Haryana) (in short 'PPR').

2. The petitioner in 2003 was selected as Driver (Constable) in Haryana Police Force. He joined service on 15.03.2003. The Commandant, 1st Battalion vide letter dated 23.04.2003 asked Assistant Regional Transport Officer, Mathura to confirm genuineness of driving license of the petitioner. The Commandant found that driving license was bogus. On account of ingenuine driving license, the petitioner was discharged by impugned order dated 01.05.2003.

3. Learned counsel for the petitioner submits that impugned

order is stigmatic in nature. In the order, it has been held that petitioner is unlikely to become a good officer. Inquiry with respect to genuineness of driving license of the petitioner was pending still he was discharged. The driving license was initially issued by Licensing Authority, Mathura (U.P.). The petitioner applied for renewal of driving license to District Transport Officer, Kaithal (for short 'DTO') who sought report from Licensing Authority, Mathura and thereafter renewed his driving license. As driving license was renewed on the basis of report from Licensing Authority, Mathura, there was no reason to conclude that driving license was bogus and thereafter discharge the petitioner. Case of petitioner is squarely covered by judgment dated 04.10.2019 passed by Jammu and Kashmir High Court in ***SWP No.196 of 2017*** titled as ***Showkat Ahmad Kundoo Versus State and Others, Law Finder Doc Id # 1603160***.

4. From the perusal of record, it is evident that despite renewal of driving license by DTO on the basis of report received from Licensing Authority, Mathura; Commandant, 1st Battalion, HAP, Ambala City found it appropriate to verify genuineness of driving license of the petitioner issued by Licensing Authority, Mathura. It was found that driving license is not genuine. DTO on the basis of conclusion of Police Authorities again sought report from Licensing Authority, Mathura which did not respond. There is nothing on record disclosing that Licensing Authority, Mathura at a subsequent stage confirmed genuineness of driving license of the petitioner.

5. The respondent lodged FIR against petitioner in this regard. He was later on acquitted. He is claiming that impugned order is stigmatic, thus, as per judgment of Jammu and Kashmir High Court in

Showkat Ahmad Kundoo (supra), the impugned order should be set aside.

6. The petitioner was a probationer and he could be discharged without conducting regular departmental inquiry. The respondent in the impugned order has used expression that ‘he is unlikely to become a good officer’. The respondent has not jotted down in the impugned order that petitioner is discharged on account of adverse verification report of driving license. In the ordinary course, it could be concluded that impugned order is stigmatic, however, this Court cannot ignore the fact that a period of 22 years has passed away and there is no conclusive report of Licensing Authority, Mathura disapproving earlier report which compelled Commandant to form an opinion that driving license of the petitioner is not genuine.

7. In the wake of above discussion and findings, the instant petition deserves to be dismissed and accordingly dismissed.

8. Pending application(s), if any, also stands disposed of.

(JAGMOHAN BANSAL)
JUDGE

30.10.2025
Prince Chawla

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No