



**427-1 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

Date of Decision: 02.12.2025

1. CWP-7984-2004 (O&M)

Ram Kishan Mehla

...Petitioner

Versus

State of Haryana and Others

...Respondents

2. CWP-19767-2004 (O&M)

Surat Singh

...Petitioner

Versus

State of Haryana and Others

...Respondents

CORAM:- HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Pardeep Solath, Advocate for the petitioner.

Ms. Rajni Gupta, Addl. A.G., Haryana.

JAGMOHAN BANSAL, J. (ORAL)

1. As common issues are involved in the captioned petitions, with the consent of both sides, the same are hereby disposed of by this common order. For the sake of brevity and convenience, facts are borrowed from **CWP-7984-2004**.

2. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking setting aside of:

(i) Charge sheet dated 12.07.2000;

(ii) Order dated 19.02.2001 whereby he was awarded punishment of forfeiture of five increments with cumulative effect;

(iii) Order dated 27.03.2002 whereby his appeal was rejected;

and

(iv) Order dated 20.01.2003 his punishment was reduced from forfeiture of five increments to three increments with cumulative effect.

3. Learned counsel representing the petitioner submits that a common departmental inquiry was initiated against three officials namely Ram Kishan Mehla (Petitioner in **CWP-7984-2004**), Surat Singh (Petitioner in **CWP-19767-2004**) and Rajinder Singh.

4. The petitioners approached this Court by way of instant petition whereas Rajinder Singh filed Civil Suit assailing order of punishment. Civil Court dismissed his plaint and he preferred appeal which was allowed by learned Additional District Judge, Fatehabad. State preferred **RSA No.2970 of 2007** titled as **State of Haryana and Others Versus Rajinder Singh** which came to be dismissed vide order dated 11.09.2007. The said order has not been challenged.

5. On being confronted with order dated 11.09.2007 passed by this Court in **Rajinder Singh (supra)**, learned State counsel expressed her inability to controvert that petitioner was subjected to common inquiry with Rajinder Singh and awarded punishment for same set of allegations. She further expressed her inability to controvert applicability of said judgment to instant case, however, submits that findings recorded in order dated 11.09.2007 passed by this Court in **Rajinder Singh (supra)** are factually incorrect.

6. Concededly, petitioner was subjected to departmental inquiry along with two more officials. They were held guilty and subjected to punishment by Disciplinary Authorities. Rajinder Singh approached Civil Court and matter was finally settled by this Court in aforesaid RSA. This Court in view of principle of consistency and uniformity is bound by

order dated 11.09.2007 passed by this Court in ***RSA No.2970 of 2007***.

7. In the wake of order passed by this Court in ***RSA No.2970 of 2007*** titled as ***State of Haryana and Others Versus Rajinder Singh,*** petitions are allowed and impugned orders are hereby set aside. It is made clear that petitioners would not be entitled to interest on account of arrears, if any.

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

(JAGMOHAN BANSAL)
JUDGE

02.12.2025
Prince Chawla

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