



CWP-37810-2025

-1-

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

109

CWP-37810-2025

Date of Decision: 19.01.2026

Balwinder Singh**...Petitioner****Versus****State of Punjab and others****...Respondents****CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL**

Present: - Mr. Nitesh Singla, Advocate for the petitioner

Mr. Aman Dhir, Deputy Advocate General, 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 orders dated 13.02.2018 (Annexure P-5) and 08.10.2023 (Annexure P-6) whereby respondent has denied service and monetary benefits for the period of dismissal from service i.e. 16.03.2006 to 23.09.2018 on the ground of '*no work no pay*'. He is further seeking setting aside of orders dated 16.03.2006 and 02.08.2011 whereby he was dismissed from service.

2. The petitioner joined Punjab Police as Constable. In 2006, FIR No.69 dated 04.03.2006 under Sections 379, 411, 420, 467, 468, 461, 474 and 34 of Indian Penal Code, 1860 at Police Station Sector 26, Chandigarh was registered against him and other police officials. The respondent did not conduct departmental inquiry against him and inflicted punishment of dismissal from service vide order dated 16.03.2006. He unsuccessfully preferred appeal before higher Authorities. He along with co-accused came

**CWP-37810-2025****-2-**

to be acquitted in aforesaid FIR vide judgment dated 20.09.2016 passed by learned Additional Chief Judicial Magistrate, Chandigarh. In view of his acquittal, he preferred petition before the department which came to be allowed. He came to be reinstated vide order dated 13.02.2018, however, his absence period was declared *dies-non*. He preferred appeal before higher authorities against denial of service benefits for the absence period which was dismissed on 08.10.2023.

3. As per petitioner, both the co-accused have been reinstated and their absence period has been treated as on duty. He is also entitled to back wages. His claim is squarely covered by judgment dated 05.06.2024 passed by this Court in *Iqbal Singh v. State of Punjab and others, 2024 SCC OnLine P&H 5027*.

4. After arguing for some time, learned counsel for the petitioner seeks permission to withdraw the petition with liberty to avail remedy as permissible by law.

5. Dismissed as withdrawn with aforesaid liberty.

(JAGMOHAN BANSAL)
JUDGE

19.01.2026*Mohit Kumar*

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