



CWP-10135-2025

-1-

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

140

CWP-10135-2025

Date of Decision: 08.04.2025

Bakhtawar Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Ms. Nidhi, 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 order dated 26.04.2000 (Annexure P-1) whereby he was suspended from service and awarded punishment of forfeiture of two years service.

2. The petitioner joined Punjab Police on 25.01.1989. He came to be awarded punishment of forfeiture of two years service. The order of punishment was passed on 26.04.2000. He preferred appeal before Appellate Authority which dismissed his appeal on 09.10.2001. He again preferred appeal before Appellate Authority which came to be dismissed vide order dated 03.02.2020 (Annexure P-2). He preferred mercy petition before Additional Director General of Police, Railways who dismissed his petition vide order dated 15.07.2020 (Annexure P-3). He again preferred representation before Director General of Police who dismissed his claim vide order dated 17.08.2022 (Annexure P-5).



CWP-10135-2025

-2-

3. Ms. Nidhi, Advocate submits that impugned orders were passed without granting just and fair opportunity to the petitioner. The Appellate Authority dismissed his appeal/representations on the ground of delay. He was never heard on merits.

4. From the perusal of record, it is evident that order of punishment was passed on 26.04.2000 and the petitioner preferred appeal before Appellate Authority which came to be dismissed vide order dated 08.10.2001. The said order was received by the petitioner on 10.09.2001. He preferred mercy appeal before Inspector General of Police after 18 years. The said petition came to be dismissed vide order dated 03.02.2020. He unsuccessfully preferred petitions before Additional Director General of Police, Railways as well as Director General of Police.

5. The order imposing penalty was passed in 2000 and the appellate order was passed in 2001. The petitioner, as per his wisdom, remained silent for 18 years and thereafter, woke up and decided to reagitate the issue. The last order was passed in 2022. Any order of this Court, at this stage, would condone the delay of almost two decades which is neither permissible nor warranted.

6. In the wake of above discussion and findings, this Court is of the considered opinion that present petition deserves to be dismissed and accordingly dismissed.

(JAGMOHAN BANSAL)
JUDGE

08.04.2025
Mohit Kumar

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