

ITEM NO.4

COURT NO.2

SECTION IVB

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 23681/2012

(Arising out of impugned final judgment and order dated 20/04/2011 in RSA No. 4135/2006 passed by the High Court Of Punjab & Haryana at Chandigarh)

STATE OF PUNJAB & ANR.

Petitioner(s)

VERSUS

TARLOCHAN SINGH

Respondent(s)

(with appln. (s) for exemption from filing O.T. and substitution)

Date : 18/11/2015 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE T.S. THAKUR

HON'BLE MRS. JUSTICE R. BANUMATHI

For Petitioner(s)

Mr. Saurabh Ajay Gupta, Adv.
Mr. Nishant Bishnoi, Adv.
Mr. Jagjit Singh Chhabra, Adv.

For Respondent(s)

Ms. Shubham Bhalla, Adv.
Mr. Ritesh Khatri, Adv.

UPON hearing the counsel the Court made the following
O R D E R

I.A.No.4 of 2015

The applicants have sought substitution in place of deceased respondent-Tarlochan Singh. Learned counsel for the petitioner does not oppose the prayer which is hereby allowed and the legal heirs of the deceased respondent brought on record in place of the deceased respondent.

Cause title to be amended accordingly.

We have heard learned counsel for the parties at some length.

We do not in the peculiar facts and circumstances of the case see any reason to interfere with the orders passed by the courts below which concurrently hold that the order of dismissal passed against the respondent was legally unsound. We accordingly dismiss this special leave petition. We however leave it open for consideration in an appropriate case the question whether civil courts have any jurisdiction to entertain a suit challenging an order of dismissal passed against a civil servant on the basis of disciplinary inquiry conducted in terms of the relevant service rules and regulations.

(ASHOK RAJ SINGH)
Court Master

(VEENA KHERA)
Court Master