

IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL
Writ Petition (S/S) 273 of 2016

Kashmir Singh

...Petitioner

Vs

Director General of Police & others

...Respondents

Mr. Manvendra Singh, Advocate present for the petitioner.

Mr. R.P. Sharma, learned Brief Holder, present for the respondents.

Hon'ble Sudhanshu Dhulia, J. (Oral)

1. The petitioner was a Sub-Inspector in Uttarakhand Police and regarding an incident in the year 2012, due to dereliction of duty, he was given a show cause notice and thereafter the Appointing Authority directed that for the year 2012-13 adverse remarks be put in his service records. This was done on 29.11.2012, duly communicated to the petitioner.

2. As per Rules, the petitioner can file departmental appeal before the next higher authorities within a period of 90 days. Admittedly, the petitioner has preferred an appeal beyond a period of 90 days on 02.06.2014 i.e. after more than 1½ years. While filing the appeal, the reasons assigned by him is that apart from him there were other police personnel who were also given the same punishment and the applicant had presumed that they would file an appeal and in case they would be given a relief, the same relief would be given to him as well, and therefore admittedly, since no appeal has been filed by his colleagues, he has preferred this appeal. There is absolutely no ground for the delay and the same has rightly been rejected by the appellate authority as well as the revisional authority.

3. There is no ground to interfere in the present matter. Accordingly, the writ petition stands dismissed in-limine.

(Sudhanshu Dhulia, J.)

29.02.2016

Rahul