

Court No. - 20

Case :- WRIT - A No. - 9177 of 2023

Petitioner :- Constable 2199 (Pno. 162806090) Sandeep Kumar

Respondent :- State Of U.P. Thru. Addl. Chief Secy. Home Deptt. U.P. Lko. And 4 Others

Counsel for Petitioner :- Meenakshi Singh Parihar, Shashank Singh

Counsel for Respondent :- C.S.C.

Hon'ble Manish Mathur, J.

Heard Mr. H.G.S. Parihar learned Senior Counsel assisted by Ms. Meenakshi Singh Parihar, learned counsel for petitioner and learned State Counsel for opposite parties.

Petition has been filed challenging order dated 26.09.2023 whereby petitioner has been dismissed from service. Further prayer for reinstatement in service with all consequential benefits including arrears of salary with interest has also been sought.

Mr. Sandeep Sharma, learned State Counsel has raised a preliminary objection with regard to maintainability of petition in view of alternative and equally efficacious remedy available to petitioner under Rule 20 of the U.P. Police Officers of the Sub-ordinate Ranks (Punishment and Appeal), 1991.

In view of aforesaid objections, learned counsel for petitioner seeks to withdraw this petition in order to avail the remedy of appeal.

In view of aforesaid, petitioner is granted liberty to approach the appellate authority by filing an appeal which shall be considered and decided expeditiously within a period of three months from the date of his presentation subject to co-operation by petitioner.

Considering aforesaid, petition stands **disposed of**.

Order Date :- 29.11.2023

Satish