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Daya Nand vs State of Haryana and others

Present: Mr.S.K.Garg Narwana, Sr.Advocate, with
 Mr.Virat Amarnath, Advocate,
 for the applicant-petitioner

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Mr.Garg, learned Senior Counsel appearing for the applicant-petitioner, submits that though by this application, the applicant-petitioner seeks amendment of the petition, he actually would like to withdraw the main petition itself with liberty to file a fresh petition on the same cause of action, giving therein the additional facts that have come to the knowledge of the petitioner, inasmuch as, it is contended that similarly placed employees were exonerated after holding a regular enquiry, whereas the petitioner was dismissed by invoking the proviso to Article 311(2) of the Constitution.

Without making any comment at all on the contentions made before this Court today, the present application, as also the main petition, are ordered to be dismissed as withdrawn with the aforesaid liberty to file a fresh petition on the same cause of action.

27.9.2017
pk

(AMOL RATTAN SINGH)
JUDGE