

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

**CWP No. 14849 of 2014
Date of Decision: 15.05.2017**

Rakesh Kumar

...Petitioner

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Vikas Bishnoi, Advocate for
Mr. G. L. Bajaj, Advocate
for the petitioner.

JAISHREE THAKUR, J. (Oral)

The instant writ petition was filed in the year 2014 seeking to challenge the order dated 25.02.2014 (Annexure P-2) by which the petitioner had been dismissed from service on the ground of conviction in FIR No. 28 dated 01.02.2004, registered under Sections 223, 224 and 225 of the Indian Penal Code at Police Station Khuian Sarwar.

An appeal was preferred against the aforesaid order and the sentence of the petitioner stood suspended. It was claimed that without following procedure, the impugned order could not have been passed.

The matter was initially listed on 31.07.2014 and a request was made for adjournment of the case. The matter was then taken upon 05.11.2014, on which date, a request was made for adjourning the case *sine die* to await the decision of the Sessions Court.

This Court took up this writ petition on 16.03.2017 and on request of the counsel for the petitioner, adjourned the same making it clear that it would be the last opportunity to argue the matter since it had been pending consideration since 31.07.2014.

Counsel for the petitioner puts in appearance today and submits that the brief has been taken from his office and he has no instructions to argue the matter.

In view of the fact that notice of motion has also not been issued in this writ petition, the Court is of the opinion that the same should be dismissed for non-prosecution.

Hence, the instant writ petition is dismissed for non-prosecution.

However, in case, the petitioner does have any grievance, he would be at liberty to revive the writ petition within a period of three months from today.

May 15, 2017
Ansari

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No