

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

-:-

C.W.P No. 5398 of 2016 (O&M)

Date of decision: 12.09.2017

Om Parkash

...Petitioner

Vs.

State of Haryana & Ors.

...Respondents

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: Mr. R.S. Mamli, Advocate, for the petitioner.

Mr. Harish Rathee, Sr. DAG, Haryana,
for the applicant.

G.S.SANDHAWALIA, J. (Oral).

C.M No. 8142 of 2017

Prayer in the application is for placing on record a speaking order dated 23.05.2017 passed by respondent No.4 as Annexure R/1.

Notice in the application.

Mr. R.S. Mamli, Advocate, accepts notice on behalf non-applicant/petitioner.

Application is allowed. Speaking order passed by respondent No.4 is taken on record as Annexure R/1.

C.W.P No. 5398 of 2016

The petitioner seeks quashing of the action of the respondents for not giving him the benefits of service i.e. period from 05.03.1995 to 16.03.2012 and for release of salary and other financial benefits.

Vide order dated 06.03.2017, a direction was issued to the respondents to take action and pass a speaking order, which has now been done and order dated 23.05.2017 (Annexure R/1) has been placed on record. By virtue of the same the period from 03.05.1995 to 15.03.2012 has been treated as leave of kind due and leave for the said period was being sent separately to the competent authority for sanction as per rule. It has also been mentioned that the suspension period from 05.03.2008 to 16.03.2012 has already been decided

on 04.02.2015.

In view of the above, counsel for the petitioner seeks permission to withdraw the present writ petition with liberty to file a fresh petition on the same cause of action in case he is still aggrieved.

Accordingly, petition is dismissed as withdrawn with the liberty aforesaid.

September 12, 2017
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(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No