

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

CWP No. 636 of 2017 (O&M)
Date of decision : March 22, 2017

Tejinder Kaur,

..... Petitioner

v.

Chandigarh Administration and others,

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Anupam Bhanot, Advocate
for the petitioner.

Ms. Madhu Dayal, Advocate
for the respondents.

Ajay Tewari, J (Oral)

Reply filed. Copy supplied.

By way of this writ petition, the petitioner has challenged the order of refixation of pay and recovery without issuance of any show cause notice.

In the reply, it has been mentioned that the respondents have kept the impugned order in abeyance and have issued a show cause notice to the petitioner, and consequently, the present writ petition has been rendered infructuous.

Counsel for the petitioner states that in these circumstances instead of keeping the impugned order in abeyance, it would be necessary to withdraw the same so that a fresh order can be passed in accordance with law.

Learned Sr. DAG Haryana is not in a position to deny the logic of the above argument.

In the circumstances, it is clear that by issuing a show cause notice to the petitioner, the respondents have accepted that there was an infirmity in the previous order. Consequently, this petition is deemed to have been allowed and the impugned order is deemed to have been set aside. The respondents would move in accordance with law.

Since the main case has been decided, the pending C.Ms, if any, also stand disposed of.

March 22, 2017
'kk'

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No