

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

**L.P.A. No.819 of 2017 (O&M)
Decided on : 31.08.2017**

Sweety Devi

... Appellant

Versus

PT. B.D.Sharma

... Respondent

**CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR.JUSTICE RAJ SHEKHAR ATTRI**

Present : Mr. H.N.Sahu, Advocate,
for the appellant.
Mr. Sumer Singh Brar, Advocate,
for the respondent.

MAHESH GROVER, J. (Oral)

Learned counsel for the appellant states that inadvertently old rules were cited before the learned Single Judge whereas the rules applicable to the case of the appellant would be Haryana Civil Services (Leave) Rules, 2016 which came into existence with effect from 19.7.2016. If that be so, then we are of the opinion that the learned Single Judge was deprived of the correct legal position and in Letters Patent Appeal, we would not interfere unless the matter is viewed by learned Single Judge in terms of the new rules.

At this, learned counsel for the appellant prays for permission to withdraw the instant appeal with liberty to approach the learned Single Judge.

Dismissed as withdraw with liberty aforesaid.

**(MAHESH GROVER)
JUDGE**

**(RAJ SHEKHAR ATTRI)
JUDGE**

August 31, 2017
Paritosh Kumar

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