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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 1169/2017 & CM No.5322/2017

LALIT KUMAR Petitioner

Through: Mr. S.S.Tiwari, Advocate

versus

UNION OF INDIA & ORS Respondents

Through: Mr. Dev P. Bhardwaj, CGSC

CORAM:

HON'BLE MR. JUSTICE SANJIV KHANNA

HON'BLE MR. JUSTICE CHANDER SHEKHAR

ORDER

% **13.02.2017**

After some hearing, learned counsel for the petitioner states that certain aspects raised and argued before the Tribunal have not been taken into consideration in the impugned order. He submits that for promotion as Grade-II PA, five years' experience is mandatory as per the Recruitment Rules of 1985. The private respondents do not have five years' experience as Grade-II PA.

Learned counsel for the petitioner seeks liberty to withdraw the present writ petition and approach the Tribunal by way of a review application. We grant the said liberty, without expressing any opinion on merits. We further clarify that in case a review application is filed, the same

would be examined within the parameters of review jurisdiction.

With the aforesaid observations, the writ petition is dismissed as withdrawn, with liberty as prayed. CM No.5322/2017 stands withdrawn.

SANJIV KHANNA, J

CHANDER SHEKHAR, J

FEBRUARY 13, 2017

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