

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

**Civil Writ Petition No. 23802 of 2018 (O&M)
Date of Decision: 21.09.2018**

Daljit Singh

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Daljeet S. Kahlon, Advocate
for the petitioner.

JASWANT SINGH, J. (ORAL)

Petitioner (Daljit Singh), while serving as Lecturer in Physical Education and posted at G.S.S.S. Wazidpur, District Shaheed Bhagat Singh Nagar, availed medical leave from 17.08.2013 to 12.02.2014. He never joined back and sought extension of medical leave, which was never sanctioned. He was proceeded against in disciplinary proceedings for remaining absent from duty since 13.02.2014, A charge-sheet dated 02.04.2015, under Rule 8 of the Punjab Civil Services (Punishment and Appeal) Rules, 1970, was issued on the aforesaid account. The Enquiry Officer held the petitioner guilty of absence from duty, leading to passing of the impugned order dated 31.01.2017 / 14.02.2017 (**Annexure P-3**), whereby the his services were terminated. The statutory available remedy of filing the appeal was not availed.

By filing the present petition, challenge has been made to the aforesaid termination order dated 31.01.2017 / 14.02.2017 (**P-3**).

Since it had come on record that the petitioner had migrated to Canada, In order to determine his presence in India during the periods in question, the petitioner-Daljit Singh, vide order dated 18.09.2018, was directed to come present in Court alongwith his passport for today.

At the time of resumed hearing, counsel for the petitioner states that the petitioner is not available and on instructions, prays for unconditional withdrawal of the present petition.

'Dismissed as Withdrawn'.

September 21, 2018

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**(JASWANT SINGH)
JUDGE**

<i>Whether Speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>