

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

**CWP No. 27238 of 2018
Date of Decision : 19.11.2018**

Jai Kumar

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Vivek Khatri, Advocate for the petitioner.

Harsimran Singh Sethi, J.(Oral)

The present writ petition has been filed challenging order dated 25.07.2018 (Annexure P-4) by which, the claim of the petitioner for grant of wages of unutilized leave, has been declined.

While rejecting the claim of the petitioner, the department has mentioned that wages for upto maximum of 300 days leave can be granted and not beyond that. The petitioner is in legal notice claiming the wages for 530 days.

There is no averment in the present writ petition that the petitioner has not been paid the wages even for unutilized 300 days leave. In the absence of the same, the claim of the petitioner cannot be accepted.

At this stage, learned counsel for the petitioner prays that he be allowed to withdraw the writ petition with liberty to file a fresh one on the same cause of action with better particulars.

The prayer of the petitioner is accepted.

Petition is dismissed as withdrawn with liberty, as prayed for.

November 19, 2018
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**(HARSIMRAN SINGH SETHI)
JUDGE**

Whether speaking/reasoned? Yes/No
Whether reportable? Yes/No