

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

LPA No.1926 of 2017

Date of Decision : 23.08.2018

Shamsher Singh

....Appellant

Versus

Presiding Officer and another

...Respondents

**CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR.MAHABIR SINGH SINDHU**

....

Present : Mr.A.K.Jain, Advocate and
Mr.Varun Baanth, Advocate
for the appellant.

.....

MAHESH GROVER, J.

The appellant has impugned the judgment of the learned Single Judge awarding compensation to the workman after noticing the fact that he had put in three years service and reinstatement would not be a feasible course to be adopted considering that he is out of service since 2002.

Learned counsel for the appellant contends that his grievance is that there were other employees who were junior to him whose services ought to have been dispensed with rather than the appellant on the principle of 'last come first go'.

We do not notice any such plea. It is now contended that this argument was raised before the learned Single Judge. If that is so, then it was open to the appellant to raise this issue before

the learned Single Judge in the first instance by filing a review petition. For the present, we do not find any infirmity in the approach of the learned Single Judge.

Learned counsel for the appellant confronted with this situation prays for permission to withdraw the instant appeal with liberty to pursue his remedy with the learned Single Judge.

Dismissed as withdrawn with the liberty aforesaid granted.

(MAHESH GROVER)
JUDGE

23.08.2018
dss

(MAHABIR SINGH SINDHU)
JUDGE

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