

NAFR

HIGH COURT OF CHHATTISGARH, BILASPURWPS No. 6630 of 2010

1. Chitranjan Prasad Sarva, S/o Shri Kapil Narayan Sarva, aged about 38 years, Ex.Shiksha Karmi Grade III, R/o village Rogda, Tahsil Nawagarh, Dist. Janjgir-Champa (CG).

---- Petitioner

Versus

1. The State of Chhattisgarh, through Secretary, Panchayat and Social Welfare Department, Mantralaya, DKS Bhawan, GE Road, Raipur (CG).
2. Chief Executive Officer, Janpad Panchayat, Nawagarh, Dist. Janjgir-Champa (CG).
3. Head Master, Government Primary School, Barbaspur, Dist. Janjgir-Champa (CG).

---- Respondent

For Petitioner	Shri H.B. Agrawal, Sr. Advocate with Ms Shifali Arora, Advocate
For Respondent No.1/State	Shri Chitendra Singh, Panel Lawyer
For Respondent No.2	Shri Sumesh Bajaj, Advocate

Hon'ble Shri Prashant Kumar Mishra, JOrder On Board24/10/2019

1. In view of the amendment in the Chhattisgarh Civil Services (General Conditions of Service) Rules, 1961 doing away with sub-rule (6) of Rule 6 as also in view of the decision rendered

by the coordinate Bench of this Court in ***Smt. Suman Sharma v State of Chhattisgarh & Others***¹, learned senior counsel appearing for the petitioner seeks permission of the Court to withdraw the writ petition with liberty to prefer an appeal challenging the impugned order of termination.

2. No objection from other side.
3. Accordingly, the writ petition is dismissed as withdrawn with liberty to the petitioner to prefer an appeal before the concerned competent authority within a period of 45 days from today. On such appeal being filed by the petitioner within the stipulated period, the same shall be considered and decided by the appellate authority, in accordance with law and on its own merits, without raising the objection as to limitation.
4. It is made clear that this Court has not expressed any opinion on the merits of the case.

Sd/-

Judge
Prashant Kumar Mishra

Gowri

¹ WPS No.1320 of 2009 (decided on 22-4-2019),