

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

**CWP-4466 of 2015 (O&M)
Date of decision: 11.09.2019**

Bisheshar Dyal Sharma

.... Petitioner

versus

State of Haryana and others

.... Respondents

CORAM:HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Munish Mittal, Advocate
for the petitioner.

Ms. Safia Gupta, AAG, Haryana.

HARSIMRAN SINGH SETHI, J.

After arguing for some time, learned counsel for the petitioner states that impugned order dated 10.10.2014 (Annexure P/5) has been passed by the Director as a punishment. Counsel for the petitioner argues that even the charge sheet could not have been issued to the petitioner after his retirement. Petitioner retired on 31.03.2013, whereas, charge sheet was issued on 21.11.2013, therefore, any proceedings, which have arisen out of the said charge sheet, are liable to be set aside. The said charge sheet is not under challenge in the present writ petition and only the orders passed in pursuance to the said charge sheet by the punishing authority and appellate authority are under challenge.

Faced with this situation, counsel for the petitioner prays that he be allowed to withdraw the present writ petition with liberty to file the same afresh on the same cause of action with better particulars by impugning the

charge sheet in pursuance to which the impugned order was passed. Counsel for the petitioner states that he also intends to challenge the norms which have been fixed by the Government which have been adhered while imposing the punishment.

Dismissed as withdrawn with liberty as prayed for.

(HARSIMRAN SINGH SETHI)
JUDGE

11.09.2019
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| 1. | Whether speaking/non-speaking? | Yes/No |
| 2. | Whether reportable? | Yes/No |