

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

(145)

CWP-22498-2019

Date of Decision: August 26, 2019

Manmohan Singh

.. Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. P.S. Khurana, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

Learned counsel for the petitioner states that though the Executive Engineer was not competent to pass an order in pursuance to the direction given by this Court while deciding CWP No.27372 of 2018 on 26.10.2018 (Annexure P-7) but still he has passed an order whereas, the order should have been passed by the Chief Engineer, who was the competent authority of the petitioner.

Petitioner has not approached the Chief Engineer raising this very grievance before filing of the present writ petition.

Learned counsel for the petitioner argues that a direction be issued to the Chief Engineer for deciding the representation of the petitioner keeping in view the order dated 26.10.2018 (Annexure P-7).

Once the direction is already there while passing order in CWP No.27372 of 2018, no further direction is needed in case the Chief Engineer is the competent authority to decide the claim of the petitioner in pursuance to the order dated 26.10.2018.

Faced with this situation, learned counsel for the petitioner prays that he be allowed to withdraw the present writ petition with liberty to

approach the competent authority with a prayer for passing appropriate order in pursuance to the decision dated 26.10.2018 rendered in CWP No.27372 of 2018.

Dismissed as withdrawn with liberty as prayed for.

(HARSIMRAN SINGH SETHI)
JUDGE

August 26, 2019
harsha

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