

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-26676 of 2017

Date of decision: 18.02.2020

Sukhdev Singh

.... Petitioner

versus

The Principle Secretary, Govt. of Punjab, Department
of School Education and others

... Respondents

CORAM:HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Surmukh Singh, Advocate
for the petitioner.

Ms. Devki Anand Sullar, AAG, Punjab.

HARSIMRAN SINGH SETHI, J.

In the present writ petition, the challenge is to order dated 22.04.2016 (Annexure P/5) by which the petitioner was dismissed from service.

Learned counsel for the respondents raises a preliminary objection that order which has been impugned in the present writ petitioner is appealable and the petitioner approached this Court without filing an appeal to the higher authorities.

Learned counsel for the petitioner prays that he be allowed to withdraw the present writ petition with liberty to file an appeal against the impugned order before the respondents. However, he raises an apprehension that in case he files an appeal now his appeal might be rejected on the ground of limitation as the order impugned in the present writ petition was passed on 22.04.2016.

Learned counsel for the respondents states that in case petitioner files an appeal within four weeks from the date of receipt of certified copy of this order, the same shall not be rejected on the ground of limitation and will be decided on merits by passing an appropriate order within a period of three months from the date of receipt of said appeal.

Dismissed as withdrawn with liberty as prayed for.

(HARSIMRAN SINGH SETHI)
JUDGE

18.02.2020.
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| 1. | Whether speaking/non-speaking? | Yes/No |
| 2. | Whether reportable? | Yes/No |