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

CWP-5915-2021

Date of decision : 25.03.2021

Dr. Amit Kumar

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE G.S. SANDHAWALIA

Present: Mr. Sahil Khunger, Advocate for the petitioner.

(The proceedings are being conducted through video
conferencing, as per instructions)

G.S. SANDHAWALIA, J. (ORAL)

Learned counsel for the petitioner has very fairly pointed out that on earlier occasion, similarly situated employee had filed writ petition bearing No.CWP-5826-2021 titled as Dr. Suraj Chawla Vs. State of Haryana and others, which was dismissed as withdrawn on 12.03.2021 with liberty to dispute the show cause notice since on the proposal as such which has been initiated at the present stage, the writ petition has been filed. The said order reads as under:-

“The petitioner challenges the proposal dated 10.08.2020 (Annexure P-19), whereby draft of charge sheet is to be issued under Rule 7 of the Haryana Civil Services (Punishment & Appeal) Rules, 2016 (hereinafter referred to as the “Rules”). It is not disputed that the petitioner, on the

service of said charge sheet, will be given opportunity to file reply for dropping of the charges, which will be considered before an Inquiry Officer is appointed. Counsel for the petitioner cannot dispute the procedure, which is fixed as per the Rules.

In such situation, this Court is of the opinion that the present writ petition is premature at this stage.

Faced with this situation, counsel for the petitioner prays that he may be allowed to withdraw the writ petition, with liberty to again approach this Court, as and when the occasion comes.

Accordingly, the present writ petition is dismissed as withdrawn. Liberty is granted.”

Keeping in view the above, the present writ petition is also dismissed as withdrawn with the aforesaid liberty.

25.03.2021

Pawan

**(G.S. SANDHAWALIA)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No