

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CM-1163-CWP-2021 in/and

CWP- 19303-2020

Date of Decision : January 27, 2021

Rajat

..... PETITIONER(S)

VERSUS

State of Haryana and others

.... RESPONDENT(S)

CORAM : HON'BLE MR. JUSTICE SANJAY KUMAR

Present: Mr. Jasbir Mor, Advocate, for the petitioner.
 Mr. Rajesh Gaur, Additional Advocate General, Haryana.

...

Sanjay Kumar, J.

This writ petition was filed seeking a direction to the Haryana Staff Selection Commission to change the category of the petitioner from ESP-BCA to BCA and to consider his candidature thereunder for selection and appointment to a Group-D post pursuant to Advertisement No.5/2018 dated 25.08.2018.

Notice of motion was ordered in this case on 12.11.2020.

While so, the petitioner filed CM-1163-CWP-2021 seeking to amend the writ petition in the light of later developments. He now seeks to

assail the order dated 13.01.2021, whereby his services as a Peon were

terminated by the Superintending Engineer, Bhakra Water Services Circle, Fatehabad. He also wishes to reiterate the prayer in relation to the change of category, in terms of his earlier plea in the writ petition.

As amendment of the writ petition is sought in relation to a subsequent cause of action which arose after the order of notice of motion, it would be appropriate that the petitioner file a comprehensive writ petition afresh addressing all issues.

Mr. Jasbir Mor, learned counsel, fairly conceded this aspect and sought leave to withdraw the amendment application as well as the main writ petition reserving liberty to the petitioner to do so.

In that view of the matter, the writ petition itself is taken up for hearing today.

The application as well as the main writ petition are accordingly dismissed as withdrawn reserving liberty to the petitioner to file a case afresh. All issues raised in this writ petition are left open and may be raised by the petitioner in the new case, as advised.

No order as to costs.

January 27, 2021
Kang

(Sanjay Kumar)
Judge

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