

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

**CWP-21071-2020 (O&M)
Date of Decision:18.01.2021**

Rakesh Patel

... Petitioner

Versus

Union of India & others

... Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Naveen Sheokand, Advocate for the petitioner.

...

TEJINDER SINGH DHINDSA, J. (ORAL).

Matter has been taken up through Video Conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

Challenge in the instant petition is to the order dated 07.04.2019 (Annexure P-4) which as per the petitioner is rejection of his claim for grant of sports increment.

Counsel has been heard.

Perusal of the impugned communication dated 07.04.2019 (Annexure P-4) reveals that the claim of the petitioner seeking sports increment had been submitted with certain delay and not within six months of completion of the sports competitions where the petitioner excelled. Accordingly, an objection of delay has been raised and the matter has been remanded back to seek clarification from the employee concerned i.e. the petitioner.

Clearly, the impugned communication dated 07.04.2019 (Annexure P-4) cannot be read as a final rejection of the claim of the

petitioner.

At this stage, counsel seeks withdrawal of the petition with liberty to pursue the matter with the concerned authorities and to explain the delay that had occurred in raising the claim of the petitioner for sports increment.

Writ petition is disposed of as withdrawn with liberty as prayed for.

It is clarified that this Court has not examined the claim of the petitioner on merits.

18.01.2021

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**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) Whether speaking/reasoned? | Yes/No |
| ii) Whether reportable? | Yes/No |