

Umesh Kumar Ramani --- --- Petitioner
Versus

CORAM: Hon'ble Mr. Justice Aparesh Kumar Singh
Hon'ble Mr. Justice Deepak Roshan
Through: Video Conferencing

06 / 21.02.2022 Petitioner approached this Court with the following prayers.

2. Learned counsel for the Respondent Mr. Gautam Rakesh takes a preliminary objection on the maintainability of the case as the impugned order has been passed by the Cuttack Bench of learned Central Administrative Tribunal. He submits that in view of the ratio rendered by the Apex Court in the Constitution Bench judgment in the case of **L. Chandra Kumar Versus Union of India and others [(1997) 3 SCC261]**, the present writ petition is not maintainable before this Court. Such an order is subject to challenge before the jurisdictional High Court, as has also been held in the recent judgment in the case of **Union of India Versus Alapan Bandyopadhyay [2022 SCC OnLine SC 16]**.

2.

3. Learned counsel for the petitioner Mrs. M.M. Pal however, seeks permission to withdraw this writ application in order to move before the appropriate Tribunal / Court.

4. Accordingly, writ petition is dismissed as withdrawn.

(Aparesh Kumar Singh, J)

(Deepak Roshan, J)

Ranjeet/