

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

CWP No.1466 of 2020 (O&M)
Date of Decision: March 10, 2022

Saddam Khan and another

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Mazlish Khan, Advocate
for the petitioners.

Mr. Tapan Kumar Singla, DAG Haryana.

JAISHREE THAKUR, J. (Oral)

CM-12531-CWP-2021

This is an application that has been filed seeking to prepone hearing in the main case, which is now listed for 20.05.2022.

For the reasons given in the application, the same is allowed. Hearing in the main case is postponed and the same is taken up for hearing today.

CWP-1466-2020

The writ petitioners herein pray for quashing of the order dated 22.07.2019 (Annexure P-3) whereby, their services have been terminated as Home Guard with immediate effect.

At this stage, counsel appearing on behalf of the respondent-State contends that the writ petition is not maintainable, in view of the fact

that the order of termination is appealable.

Faced with this, counsel appearing on behalf of the petitioners submits that this writ petition may be treated as an appeal of the petitioners and the delay, if any, in filing the same may be condoned.

Learned counsel appearing on behalf of the respondent-State has no objection, in case, this writ petition is treated as an appeal of the petitioners.

Consequently, this court deems it appropriate to direct the concerned Appellate Authority to treat the instant writ petition as an appeal of the petitioners and decide the same, in accordance with law, preferably within a period of three months from the date of receipt of certified copy of this order. The objection regarding limitation stands waived.

Disposed of accordingly.

March 10, 2022

vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No