

107 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CM-12679-CWP-2022 AND
CM-12871-CWP-2022 IN/AND
CWP-14742-2022
Date of Decision: 13.09.2022

Ms. Vishruti Kohli

..... Petitioner

Versus

Punjab and Sindh Bank and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Amar Vivek Aggarwal, Advocate, and
Ms. Deepika Sood, Advocate,
for the petitioner.

RAJBIR SEHRAWAT, J. (ORAL)

CM-12679-CWP-2022 AND

CM-12871-CWP-2022

Prayer in these applications is for preponing the date of hearing in the main case and for permission to withdraw the same as the compromise has been effected between the parties.

Notice of these applications to counsel opposite.

Mr. R.Kartikeya, Advocate, accepts notices on behalf of the respondents and submits that he has no objection if the prayer made in these applications is allowed.

In view of the above, these applications are allowed. The main petition is ordered to be preponed and taken up for hearing today itself and the permission to withdraw the present petition is granted.

CWP-14742-2022

This is a petition filed under Articles 226/227 of the Constitution of India seeking issuance of a writ of mandamus for setting

aside the impugned termination order dated 13.01.2021 (Annexure P-14) passed by the respondents, whereby services of the petitioner has been terminated; as also praying for directions to the respondents to reinstate the service of the petitioner with consequential benefits; as also praying for directions to the respondents to grant arrears and other pending emoluments, which have accrued post petitioner's request to allow her to join her duties; with certain other prayer made in the petition.

It is pointed out by the learned counsel for the respondents that in the resignation submitted by the petitioner, a stipulation has been included which indicates that the petitioner is claiming financial benefits. In view of this stipulation, the resignation of the petitioner cannot be accepted.

In response to this, learned counsel for the applicant/petitioner has submitted that the petitioner would furnish a fresh unconditional resignation accompanied by a separate undertaking that she will not raise any claim for any monetary benefits from the respondents on account of the service rendered by her with the respondents.

Learned counsel for the respondents has submitted that if the petitioner submits her resignation in the terms pointed above, then the respondents have no objection in accepting her resignation, by substituting the order of termination with the order of acceptance of resignation.

In view of the above, the counsel for the petitioner seeks permission to withdraw the present petition.

Accordingly, present writ petition is dismissed as withdrawn.

(RAJBIR SEHRAWAT)
JUDGE

13.09.2022
adhikari

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No