

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

**CWP No.10216 of 2015 (O&M)  
Date of Decision: 07.04.2022**

Neelam Verma

..... Petitioner

*Versus*

Principal Secretary, Govt. of Punjab and others

..... Respondents

**CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**

Present:- Mr. Surmukh Singh, Advocate for the petitioner.

Mr. Charanpreet Singh, AAG, Punjab for the respondent(s).

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**MAHABIR SINGH SINDHU, J.**

Present writ petition has been filed under Article 226 of the Constitution for issuance of a writ in the nature of certiorari for quashing the impugned order dated 03.07.2014 (P-8), whereby services of petitioner were terminated from the post of Science Mistress, Govt. Senior Secondary School Roshanpur, Patiala.

During the course of hearing, learned State Counsel raised an objection that order impugned is appealable under the provisions of Punjab Civil Services (Punishment and Appeal) Rules, 1970, but without exhausting the remedy of statutory appeal, petitioner has approached this Court while resorting the extra ordinary jurisdiction, which is not permissible in law.

Faced with the above situation, learned Counsel on instructions from petitioner submits that he be relegated to the remedy of statutory appeal and this petition be disposed off without adjudication on merits at this stage.

Ordered accordingly.

It is clarified that in case an appeal is preferred by the petitioner within two weeks from receipt of certified copy of this order, the same shall be considered and decided in accordance with law by passing reasoned order within six months from its institution.

Since the petitioner has been pursuing the present petition under a *bona fide* impression on legal advise, therefore, the Appellate Authority while entertaining the appeal and particularly on the point of delay shall take into consideration the pendency of proceedings before this Court in the interest of justice under Rule 17 of the Punjab Civil Services (Punishment and Appeal) Rules, 1970.

April 7<sup>th</sup>, 2022  
Gagan

( MAHABIR SINGH SINDHU )  
JUDGE

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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether Reportable        | Yes/No |