

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

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CWP No.18039 of 2021 (O&M)
DATE OF DECISION : 18th July, 2022

Pawan Kumar

.... Petitioner

Versus

**Union of India through Secretary, Ministry of Defense, New Delhi &
another**

.... Respondents

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

* * * *

Present : Mr. Saurav Bhatia, Advocate for
 Mr. S. S. Rangi, Advocate for the petitioner.

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RAJBIR SEHRAWAT, J. (Oral)

The petitioner has filed this petition under Articles 226 & 227 of the Constitution of India, for issuance of an appropriate writ or direction in the nature of certiorari praying for quashing of order dated 11.12.2018 (Annexure P-8) vide which the services of the present petitioner have been terminated by respondent No.2; along with certain other prayers.

The counsel for the petitioner submits that the petitioner has not been provided fair hearing due to the provisions contained in Rule 167 of the Assam Rifles Rules, 2010. Therefore, he has to challenge the vires of the said Rule.

In view of the above, permission is sought to withdraw the present petition, with liberty to file fresh petition to challenge the aforesaid Rule.

Dismissed as withdrawn, with liberty to file fresh petition to challenge the vires of the above said Rule, if considered appropriate, but in accordance with law.

18th JULY, 2022
‘raj’

(RAJBIR SEHRAWAT)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>