

Court No. - 17

Case :- WRIT - A No. - 5974 of 2022

Petitioner :- Raj Kumar Kashyap

Respondent :- Union Of India Thru. The General Manager,
Northern Railway, New Delhi And Another

Counsel for Petitioner :- Sanjai Kumar Pandey, Suresh Kumar
Mishra

Counsel for Respondent :- A.S.G.I.

Hon'ble Alok Mathur, J.

1. Heard Sri Sanjay Kumar Pandey, learned counsel for petitioner as well as Sri Varun Pandey, Advocate who has filed memo of appearance on behalf of Union of India.
2. The prayer made in the present writ petition is with regard to seeking a direction to the respondents to consider the appointment of the petitioner on a suitable post under Dying in harness Rules on compassionate grounds.
3. Learned Standing Counsel has raised a preliminary objection and has submitted that the grievance of the petitioner can be suitably looked into by the Central Administrative Tribunal and petitioner should be relegated to approach before the Central Administrative Tribunal where he has efficacious statutory remedy.
4. At this stage, learned counsel for petitioner submits that petitioner may be permitted to withdraw this petition with the liberty to file a petition before Central Administrative Tribunal.
5. Accordingly, the writ petition is dismissed as not pressed with the liberty to the petitioner to file a petition before the Central Administrative Tribunal.

(Alok Mathur, J.)

Order Date :- 14.9.2022/Ravi/