

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

CWP No.4053 of 2023

Date of decision : 28.03.2023

Sarabjit Singh

....Petitioner

Versus

Guru Nanak Dev University and another

...Respondents

CORAM: HON'BLE MR. JUSTICE PANKAJ JAIN

Present : Mr. Amarjit Singh, Advocate
for the petitioner.

PANKAJ JAIN, J.

By way of present writ petition filed under Article 226/227 of the Constitution of India, petitioner prays for issuance of a writ in the nature of certiorari for quashing order dated 25th of March, 2021 (Annexure P-19) whereby petitioner has been ordered to be dismissed from services.

2. The petitioner was appointed on compassionate basis as Peon with the respondent-University. Owing to continuous unauthorized willful absence from duty he was chargesheeted. He failed to participate in the inquiry proceedings despite repeated communications. He was served through registered post as well as through publication in the Newspaper. The Inquiry Officer held him guilty on all counts which further led to passing of the impugned order of dismissal.

3. Counsel for the petitioner does not dispute that as per the relevant provisions contained in the University Calendar, the order passed by the Registrar would be appealable and the appeal lies before Vice Chancellor.

4. In view of the aforesaid fact that the petitioner has an alternate remedy, this Court does not find any ground to interfere at this stage.

5. Consequently, the present writ petition is dismissed.

6. However, the petitioner is relegated to alternate remedy of statutory appeal as provided under the relevant statute.

7. Ordered accordingly.

March 28, 2023
Dpr

(PANKAJ JAIN)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No