

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(228)

CWP-8669-2021

Date of decision: - 21.04.2023

Surajmal

....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Jitender K. Sehrawat, Advocate
for the petitioner.

Mr. Rajneesh Chadwal, AAG, Haryana.

VIKAS BAHL, J. (ORAL)

1. This writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of writ, order or directions especially in the nature of certiorari for quashing of the impugned order dated 19.02.2021 (Annexure P-3) passed by respondent No.2 vide which the appeal filed by the petitioner has been rejected.

2. Learned State counsel has submitted that an appeal against the order of Deputy Commissioner is maintainable under Rule 7(A) of the Haryana Chowkidara (Watchman) Rules, 2013.

3. Learned counsel for the petitioner in view of the above seeks to withdraw the present writ petition with liberty to file an appeal before the Commissioner. It is prayed that since the petitioner was pursuing the present remedy, therefore, in case the petitioner files an appeal within a

period of 30 days from today, then, the Commissioner be directed not to dismiss the said appeal solely on the ground of limitation.

4. In view of the above, the present writ petition is dismissed as withdrawn, with the aforesaid liberty.

5. In case the petitioner files an appeal within a period of 30 days from today, then, the Commissioner should not dismiss the said appeal solely on the ground of limitation.

April 21, 2023
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No