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

**CM-6107-CWP-2023 in/and
CWP-6575-2023 (O&M)
Date of Decision: 04.05.2023**

RAMESH KUMAR**.. Petitioner****Vs.****UNION OF INDIA AND ORS****..Respondent****CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ**

Present: Mr. Vikram Singh Punia, Advocate for applicant-petitioner.

Mr. Gaurav Pathak, Central Govt. Counsel
for the respondents.

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Manoj Bajaj, J. (Oral)**CM-6107-CWP-2023**

This application is for pre-poning the date of hearing of the main petition to an early date.

Notice in the application.

At this stage, Mr. Gaurav Pathak, Central Govt. Counsel accepts notice on behalf of the respondents and does not oppose the prayer.

Application is allowed and the date of hearing is pre-poned to today.

CWP-6575-2023 (O&M)

This writ petition has been filed under Article 226 Constitution of India for issuance of a writ of Certiorari for quashing of posting order dated 16.03.2023 (Annexure P-2), whereby the petitioner stands posted forthwith from the place of his Extra Regimental Employment at Head

Quarter 627 (1) Mech AD Bde at Hisar Military Station, Hisar Cantt. in State of Haryana to his parent unit i.e. 127 Lt. AD Regt (Comp), Jodhpur.

Learned counsel submits that the petitioner being in lower medical category opted for discharge from service, but his request was not being processed, therefore, he was compelled to approach the Armed Forces Tribunal, Chandigarh seeking a direction for discharge from service. He submits that the petitioner had been posted to Hisar and now through the impugned order, he is being transferred back to Jodhpur (Rajasthan).

At this stage, learned counsel for the respondents, on instructions from Lt. Col. Prahsant Verma states that in fact the transfer order dated 16.03.2023 is aimed to facilitate the process of discharge, therefore, the petitioner is being brought to Jodhpur.

Faced with the stand of learned counsel for the respondents, learned counsel for the petitioner does not press this petition and prays for its withdrawal..

Dismissed as withdrawn.

04.05.2023
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No