

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(129)

CWP-8504-2023
Date of decision:- 25.04.2023

Hari Kishan

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Mazlish Khan, Advocate for the petitioner.

SUVIR SEHGAL, J. (Oral)

1. Instant petition has been filed *inter-alia* seeking issuance of a writ in the nature of certiorari for quashing the impugned order dated 28.03.2023, Annexure P-10, passed by the respondents, whereby recovery of Rs.9,83,372/- is being sought to be effected from the petitioner after re-fixing his date of regularization and salary.
2. Counsel for the petitioner submits that petitioner has retired on 31.03.2023 on attaining the age of superannuation and the impugned action has been initiated by the official respondents a few days before his retirement. Counsel submits that although Annexure P-10 is a show cause notice, but the petitioner has not submitted any reply thereto. He submits that at this stage, he may be permitted to withdraw the writ petition with liberty to challenge the adverse order, if passed, by the respondents. He has requested that some time may be granted to the petitioner to approach this Court in such eventuality.
3. Request of the counsel has been considered.
4. Petitioner is permitted to withdraw the writ petition with liberty to file a response to impugned order, Annexure P-10, and approach this Court again, if so advised.
5. In case, after considering the reply filed by the petitioner, respondent authorities pass an adverse order, the same shall not be given effect to for a period of two weeks from the date of its communication to the petitioner.

(SUVIR SEHGAL)
JUDGE

25.04.2023
Kamal

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No