

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

117

CWP-20279-2023

Decided on : 13.09.2023

Sarita

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

PRESENT: Mr. Amit Parashar, Advocate
for the petitioner.

Mr. Pankaj Middha, Addl. AG, Haryana.

HARSIMRAN SINGH SETHI, J. (ORAL)

1. In the present petition, the petitioner claims that by order dated 01.09.2023, order has been passed for relieving the petitioner, who is working on the post of clerk after being duly selected. Learned counsel for the petitioner further submits that though, the respondents are within their jurisdiction to pass appropriate order keeping in view the order passed by coordinate Bench of this Court in bunch of petition including CWP-15672-2021 decided 25.04.2022 titled *Amit Kumar Vs. State of Haryana* but the respondents are under obligation to comply with para 11 of the said judgment so as to pass appropriate speaking order before relieving the petitioner, which is missing in the present case.

Learned State counsel submits that in the case of the petitioner, an order has already been passed on 01.08.2022 canceling the candidature of the petitioner keeping in view the direction given by

this Court in Amit Kumar (*supra*) and it is only the order of relieving has been passed now on 01.09.2023. Hence in the absence of any challenge to the order dated 01.08.2022, no benefit can be granted to the petitioner as the relieving of the petitioner is in pursuance to the order dated 01.08.2022, which is not under challenge in the present petition.

2. Faced with this situation, learned counsel for the petitioner submits that he be allowed to withdraw the present petition with liberty to file a fresh one by challenging the said order dated 01.08.2022 on all the permissible grounds.

3. Ordered accordingly.

(HARSIMRAN SINGH SETHI)
JUDGE

13.09.2023
Mehak

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No