

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

(245)

CWP-29365-2019

Date of decision: - 04.05.2023

Balbir Singh**....Petitioner****Versus****State of Haryana and others****.....Respondents****CORAM : HON'BLE MR. JUSTICE VIKAS BAHL**

Present:- Mr. Vikram Singh, Advocate,
for the petitioner.

Mr. Rajneesh Chadwal, AAG, Haryana.

VIKAS BAHL, J. (ORAL)

1. This is a civil writ petition under Articles 226/227 of the Constitution of India for issuance of a writ, order or direction, especially in the nature of certiorari for setting aside the mutation No.5734 dated 05.10.2018 (Annexure P-7).

2. Learned State counsel has submitted that the order in question is appealable.

3. Learned counsel for the petitioner in view of above has submitted that the petitioner seeks to withdraw the present writ petition with liberty to file an appeal against the impugned order. 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 appellate authority 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 In view of the above, the present writ petition is dismissed as withdrawn, with the aforesaid liberty.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 appellate authority would not dismiss the said appeal solely on the ground of limitation.

May 04, 2023
naresh.k

(VIKAS BAHL)
JUDGE

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