

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH.**

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CWP-392-2023

Date of Decision : 10.01.2023

SURJIT SINGH

.....Petitioner

Versus

STATE OF PUNJAB AND OTHERS

....Respondents

**CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR
HON'BLE MR. JUSTICE KULDEEP TIWARI**

Present : Mr. N.K.Verma, Advocate
for the petitioner.

Mr. Paramjit Batta, Addl. A.G., Punjab.

SURESHWAR THAKUR, J. (Oral)

1. The order impugned before this Court is appealable before the statutorily contemplated Appellate Authority. Therefore, since the above alternative remedy is available for being resorted by the petitioner, thus yet the institution of the instant petition before this Court, is a mis-resorted remedy.
2. Faced with the above situation, learned counsel for the petitioner seeks permission to withdraw the instant petition.
3. Consequently, the instant petition is dismissed as withdrawn but with liberty reserved to the petitioner to make an appeal against the impugned order before the competent Statutory Authority.
4. For ensuring the able resorting of the above remedy before the Appellate Court, the latter may within the ambit of Section 14 of the Limitation Act, hence condone the delay, if any, as occurs in the availing of the statutorily contemplated remedy.

**(SURESHWAR THAKUR)
JUDGE**

**(KULDEEP TIWARI)
JUDGE**

10.01.2023

kavneet singh

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No