

CM-15701-CWP-2023 &
CM-15703-CWP-2023 in/&
CWP-25975-2018

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2023:PHHC:141689

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CM-15701-CWP-2023 &
CM-15703-CWP-2023 in/&
CWP-25975-2018
Date of Decision :-07.11.2023

Hari Bhagat

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Jagtar Kureel, Advocate for the petitioner.

Mr. Pankaj Middha, Addl. A.G. Haryana.

* * *

Harsimran Singh Sethi, J. (Oral)

CM-15701-CWP-2023

As prayed for, application is allowed.

CM-15703-CWP-2023

Present application has been filed for recalling the order dated 29.08.2023 passed by this Court by which, the main writ petition was dismissed for non-prosecution.

Keeping in view the averments made in the application, which are duly supported by an affidavit, application is allowed. Order dated 29.08.2023 passed by this Court is recalled and the main writ petition is ordered to be restored to its original number and status and is taken up for hearing today itself.

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Learned counsel for the petitioner submits that as against the conviction the petitioner has filed an appeal which is pending consideration before this Court, present petition may kindly be disposed of having been not pressed any further with liberty to the petitioner to file a fresh one on the same cause of action in case any right survives with the petitioner to claim the pensionary benefits after the decision in the appeal.

Ordered accordingly.

November 07, 2023
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(HARSIMRAN SINGH SETHI)
JUDGE

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