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

CWP-26802-2023

Date of decision: 30.11.2023

Roop Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. U.K. Agnihotri, Advocate and
Ms. Anshul Agnihotri, Advocate for the petitioner.

Ms. Rajni Gupta, Addl. A.G., Haryana.

VIKAS BAHL, J. (ORAL)

1. This is a Civil Writ Petition filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari for quashing the order dated 18.10.2023 (Annexure P-5) passed by respondent No.3.

2. Learned State Counsel has raised preliminary objections on the ground that the order dated 18.10.2023 has been passed by the Superintendent of Police while exercising the powers under Rule 16.1 of the Punjab Police Rule 1934, as applicable to the State of Haryana and as per Rule 16.29 as applicable to State of Haryana, an appeal shall lie against the orders of dismissal or reduction or stoppage of increment or forfeiture of approved service for increment and does not exclude filing of the appeal

where the order has been passed under Rule 16.1 of the Rules and Article 311(2)(b) of the Constitution of India.

3. Learned counsel for the petitioner seeks permission of this Court to withdraw the present writ petition with liberty to the petitioner to file statutory appeal under Rule 16.29 of the Punjab Police Rules, 1934 as applicable to the State of Haryana.

4. In view of the above, the present Civil Writ Petition is dismissed as withdrawn with liberty aforesaid.

30.11.2023

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No