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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-719-2024
Date of decision: 26.02.2024

CHAND RAM

...Petitioner

VERSUS

UTTAR HARYANA BIJLI VITRAN NIGAM LTD. AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Mr. Mohnish Sharma, Advocate
for the petitioner.

Mr. Samarth Sagar, Advocate
for the respondents.

JASGURPREET SINGH PURI, J. (Oral)

1. The present writ petition has been filed under Articles 226/227 of the Constitution of India seeking issuance of a writ in the nature of *certiorari* for quashing the impugned order dated 29.09.2023 (Annexure P-3), whereby the application of the petitioner regarding his voluntary retirement from respondent-Nigam w.e.f. 30.09.2023 was rejected by the respondent-Nigam without considering the ground of medical ailments and further to issue a writ in the nature of *mandamus* directing the respondents to accept the application of the petitioner dated 27.06.2023 (Annexure P-2) for voluntary retirement from service of respondent-Nigam w.e.f. 30.09.2023.

2. At the time of issuance of notice of motion, the learned counsel for the petitioner had restricted the scope of the petition only to the extent of place

of posting of the petitioner and did not press the prayer for challenging the order of refusal to grant him voluntary retirement and pressed only for the alternate prayer.

3. Today, Mr. Samarth Sagar, learned counsel for the respondents submitted that considering the medical ailment of the petitioner, he has been transferred to Sadhaura, which is near his native place and has supplied a copy of the transfer order dated 23.02.2024 in the Court today and the same is taken on record as Mark-‘X’.

4. Learned counsel for the petitioner submitted that in view of the aforesaid position, he does not wish to press the present writ petition and prays for withdrawal of the same.

5. Dismissed as withdrawn.

26.02.2024
Chetan Thakur

(JASGURPREET SINGH PURI)
JUDGE

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