

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-1379-2019
Date of decision : 14.05.2024

Manoj Kumar

.....Petitioner

versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Ajit Sihag, Advocate for the petitioner.

Mr. Rajneesh Chadwal, A.A.G., Haryana.

Mr. G. S. Gopera, Advocate for respondent No.5.

RAJESH BHARDWAJ, J. (Oral)

Present petition has been filed for issuance of a writ in the nature of certiorari for quashing of impugned order dated 11.09.2018 (Annexure P-3) passed by respondent No.2, whereby respondent No.2 while appointing respondent No.5 had rejected the candidature of the petitioner despite the fact that petitioner is more eligible than respondent No.5, since the same is illegal, arbitrary and not sustainable in the eyes of law. Further prayer has been made to issue direction to respondent No.2 to appoint the petitioner against the post of Chowkidar, since he is more meritorious and educated than respondent No.5.

It is not disputed that the appeal is maintainable against the order impugned in the present petition. Thus, learned counsel for the petitioner prays for withdrawal of the present petition with liberty to the petitioner to avail the remedy as available to him under law.

Allowed to do so.

In view of the above, the present petition is dismissed as withdrawn with liberty aforesaid. However, in case the question of limitation arises, Ld. Appellate Authority is directed to consider the same in the light of Section 14 of Limitation Act.

14.05.2024

(RAJESH BHARDWAJ)
JUDGE

ps-I

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