

CWP-3386-2024

-1-

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

123

CWP-3386-2024
Date of Decision: 15.02.2024

Hanuman Singh ...Petitioner

Versus

Union of India and others ...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Sunil Kumar Nehra, Advocate and
Mr. Rahil Mahajan, Advocate and
Mr. Viren Nehra, Advocate for the petitioner

Mr. Arihant Goyal, Senior Panel Counsel,
for Union of India-respondents

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking setting aside of order dated 15.11.2023 (Annexure P-3) whereby he has been dismissed from service and order dated 06.01.2024 (Annexure P-4) whereby his appeal has been dismissed.
2. The petitioner vide application dated 29.03.2022 applied for voluntary retirement and on the said date, no inquiry was pending against him. He vide order dated 26.04.2022 (Annexure P-1) was informed that he would retire w.e.f. 31.07.2022. The respondent, on the complaint, initiated an inquiry against the petitioner and he was served charge sheet dated 24.05.2023. The petitioner, after conducting inquiry, has been removed from service. The petitioner unsuccessfully preferred an appeal against the punishment order.

3. Mr. Arihant Goyal, learned counsel for the respondents, at the outset, submits that petitioner has remedy to file revision against order of appellate authority, thus, petitioner should approach the revisionary authority.

4. Faced with this, Mr. Sunil K. Nehra, learned counsel for the petitioner does not press the present petition and seeks permission to withdraw the present petition with liberty to approach the revisionary authority.

5. Dismissed as withdrawn with aforesaid liberty.

6. The petitioner has been dismissed after 29 years of service. The revisionary authority, if finds appropriate while adjudicating revision petition, if filed by the petitioner, may consider length of his service.

(JAGMOHAN BANSAL)
JUDGE

15.02.2024
Mohit Kumar

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