

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH
Sr. No.: 119

CWP No.8388 of 2024
Date of Decision: 18.04.2024

Sanjay Kumar

..... PETITIONER(S)

VERSUS

State of Haryana and another

..... RESPONDENT(S)

...

CORAM: **HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA**

...

PRESENT: - Mr. Vikas Malik, Advocate, with Ms. Komal Balain,
Advocate for the petitioner.

Mr. Amit Rao, Advocate, for respondent No.2.

. . .

Tribhuvan Dahiya, J (Oral)

The petition has been filed, *inter alia*, seeking a writ in the nature of *certiorari* quashing the order dated 06.06.2023, Annexure P-3, whereby the petitioner has been ordered to vacate the accommodation allotted to him.

2. Learned counsel for the petitioner has relied upon order 23.07.2015, Annexure P-4, passed by this Court *in CWP No.3511 of 2013 Kamlesh Kumari Vs. State of Haryana and another*, to contend that the impugned order is illegal and needs to be set aside.

3. A perusal of the judgment, dated 23.07.2015, shows that it has no relevance to the issue at hand. The petition was filed seeking a writ of *mandamus* directing the respondents to consider the petitioner for regularization. Whereas, the petitioner herein is seeking quashing of order directing him to vacate the accommodation. Besides, learned counsel

appearing for the University has brought to the Court’s notice that the petitioner has already given an affidavit, dated 27.02.2024, to vacate the official accommodation/quarter by 25.04.2024. It was only on this undertaking that he was allowed to stay there.

4. Accordingly, when the petitioner has himself given an undertaking to vacate the premises/quarter by 25.04.2024, he cannot be permitted to file the instant petition for setting aside the vacation order dated 06.06.2023 and/or seeking extension of stay.

5. Dismissed.

(Tribhuvan Dahiya)
Judge

April 18, 2024
Meenu

<u>Whether Speaking/ Reasoned:</u>	<u>Yes/ No</u>
<u>Whether Reportable:</u>	<u>Yes/ No</u>