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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-17574-2024(O&M)
Date of decision: 29.07.2024

Narayan Singh

...Petitioner

VERSUS

Dakshin Haryana Bijli Vitran Nigam Limited and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Mr.Abhinav Sood, Advocate, for the petitioner.

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/setting aside the impugned order dated 19.06.2024 (Annexure P-13).

2. At the outset, learned counsel appearing on behalf of the petitioner submitted that he may be permitted to withdraw the present petition in order to enable him to file an appeal before the appellate authority which is an alternate remedy available under the rules. He submitted that although the petitioner has been terminated from service but there is an apprehension that various other actions will be taken by the respondents including any criminal action and submitted that he may be protected till the time his appeal is decided and also



a time frame work may be fixed in case the appeal is filed. He submitted that the reason as to why he has filed the present petition without availing the remedy of appeal was that the impugned order itself was violative of rules. He submitted that be that as it may, now he may be permitted to file an appeal to the appellate authority and time frame work may be fixed.

3. Notice of motion.

4. On the asking of the Court, Ms. Rajni Gupta, Additional Advocate General, Haryana accepts notice on behalf of all the respondents. She submitted that in view of the limited prayer made by learned counsel for the petitioner, she has no objection in case time bound direction is issued in this regard.

5. In view of the above, the request of the learned counsel for the petition for withdrawal of the petition is accepted. The present petition is dismissed as withdrawn. Liberty is granted to the petitioner to file an appeal within a period of two weeks from today. In the event of the petitioner filing any appeal to the appellate authority, the appellate authority shall consider and decide the appeal by passing a detailed speaking order after affording an opportunity of hearing to the petitioner within a period of next two months. It is further directed that till the appeal is decided by the appellate authority, no further action in pursuance of the impugned order of punishment shall be taken against the petitioner.

(JASGURPREET SINGH PURI)
JUDGE

29.07.2024
rakesh

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