



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

209

CWP-21234-2017 (O&M)
Date of decision: 28.07.2025

Prashant Kumar Tiwari

...Petitioner

VERSUS

Union of India and others

...Respondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present :- Mr. Manish Prabhaker, Advocate for the petitioner(s).

Mr. Parvesh K. Saini, Advocate for the respondent(s).

VINOD S. BHARDWAJ, J. (Oral)

Challenge in the present petition is to the order dated 17.04.2015 passed by Commandant-respondent No.4 whereby the petitioner has been removed from the service on account of unauthorized overstay for a period of 130 days and to order dated 22.04.2016 passed by the DIG-CRPF (H.Q.)-respondent No.3 whereby appeal preferred by him has been dismissed.

Counsel for the respondent(s) raises a preliminary objection to the effect that the petitioner has an alternative remedy by way of a revision. He contends that the petitioner should first exhaust his alternative remedies.

Learned counsel for the petitioner thus seeks permission to withdraw the present petition with liberty to take recourse to the alternative efficacious remedies available in accordance with law.

Learned counsel for the respondents does not dispute the aforesaid prayer.

In view of the above, the present writ petition is **disposed of** as withdrawn with liberty to the petitioner to approach the respondents within a period of 45 days from the receipt of a certified copy of this order. The respondent(s) shall thereafter decide the case of the petitioner on merits and ignoring the delay which has occurred due to the pendency of proceedings before this Court and pass a reasoned order after considering the law pertaining to proportionality of punishment.

Let the needful be done within a period of 04 months of receipt of the representation.

28.07.2025

Mangal Singh

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(VINOD S. BHARDWAJ)
JUDGE