

2025:PHHC:054475



**IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH.**

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**CWP-22373-2017 (O&M).
Date of Decision: 25.04.2025.**

RAMESH CHANDER KAMBOJ

... Petitioner(s)

Versus

STATE OF HARYANA AND OTHERS

... Respondent(s)

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

Present: Mr. Mohinder Pal, Advocate, for the petitioner.

Mr. Tapan Kumar, DAG, Haryana.

VINOD S. BHARDWAJ, J. (ORAL)

Challenge raised in the present writ petition is to the orders dated 16.08.2017 and 23.08.2017 (Annexures P-13 and P-14) respectively, whereby the pay of the petitioner was re-fixed and recovery of Rs.6,44,539/- has been ordered to be effected from the petitioner from the death-cum-retirement gratuity dues payable to the petitioner.

2 It has been noticed that the impugned orders under challenge were consequent upon a decision taken by the competent authority to withdraw the benefit of ACPs.

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3 Learned counsel appearing on behalf of the petitioner concedes that the said order whereby the benefit of ACPs extended to the petitioner and similarly placed persons has been withdrawn, is not a subject matter of challenge in the present petition. He further fairly concedes that in the absence of any challenge to the causal order, the consequential order cannot be challenged. He thus seeks permission to withdraw the instant writ petition with liberty to file a fresh petition on the same cause of action but with better particulars.

4 Disposed of as withdrawn with liberty as aforesaid.

5 Needless to mention that in the event of the petitioner preferring any such petition, the period during which the present petition has remained pending before this Court will be taken into consideration while computing the period of limitation/delay and laches in raising the said dispute.

April 25, 2025.**raj arora****(VINOD S. BHARDWAJ)****JUDGE***Whether speaking/reasoned* : Yes/No*Whether reportable* : Yes/No