



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

Serial No. 114

**CWP-30728-2025
Decided on:-30.10.2025**

Kulbir Singh

. . . Petitioner

Versus

State of Haryana and others

. . Respondents

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. P. K. Chugh, Advocate
for the petitioner.

Ms.Tanushree Gupta, Senior Deputy Advocate General, Haryana.

TRIBHUVAN DAHIYA, J.(ORAL)

The petition has been filed *inter alia* directing the respondents to grant voluntary retirement from service to the petitioner for which he has applied vide letter dated 23.05.2025, Annexure P-2.

2. Learned counsel for the petitioner contended that the petitioner's application seeking voluntary retirement was considered by the Department initially and he was issued No Objection Certificate (NOC) by the Head Master on 23.05.2025 also. However, the same has been withdrawn vide letter dated 30.05.2025, Annexure P-3, without any valid reason. It amounts to harassment to the petitioner as he is being forced to work against his will.

3. Learned State counsel, on instructions, submits that the petitioner is accused of dereliction of duty for not taking prompt action against an



employee facing allegations of sexual harassment. He did not even report the matter to the higher authorities, and his conduct in doing so is being inquired into for appropriate action. Accordingly, the NOC inadvertently issued by the Head Master concerned had to be withdrawn.

4. Considering the submissions, this Court is not inclined to entertain the petition for the reason the petitioner cannot seek voluntary retirement as a matter of right. In case the departmental action is contemplated against him and the respondents have refused to grant NOC for voluntary retirement on that ground, no exception can be taken to it. The request cannot be granted to escape the consequences of alleged misconduct.

5. Dismissed.

30.10.2025

Mehak

**(TRIBHUVAN DAHIYA)
JUDGE**

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