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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 12861/2023 & CM APPL. 50669/2023**

PRASHANT VIJAY

.....Petitioner

Through: Mr. Sanjoy Ghose, Sr. Advocate
with Ms. Mehak Nakra, Mr. Rohan
Mandal and Mr. Mohit Garg,
Advocates.

versus

UNION OF INDIA & ORS.

.....Respondents

Through: Mr. Chetan Sharma, ASG with Mr.
Piyush Beriwal, Mr. Rudra
Paliwal, Mr. Sandip Munian and
Ms. Jyotsna Vyas, Advocates for
R-1 and 3.
Mr. Manish Mohan, Mr. Vikramjit
Saini, Mr. Jatin Teotia and Ms.
Aishani Mohan, Advocates for R-2
and 4.

CORAM:

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

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24.02.2025

1. The petitioner has approached this Court under Article 226 of the Constitution, against an order dated 01.09.2023, issued by the Ministry of Heavy Industries, Government of India, by which the petitioner was placed under suspension and transferred to Indore.
2. Mr. Manish Mohan, learned Central Government Standing Counsel, states that following the order of this Court dated 27.09.2023 staying the aforesaid order, the impugned order dated 01.09. 2023 has

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been recalled. He further states that the transfer of the petitioner has thus been revoked *vide* order dated 20.12.2023, and that the period of suspension has, in any event, lapsed.

3. Having regard to this position, Mr. Sanjoy Ghosh, learned Senior Counsel for the petitioner, does not press this petition, reserving all rights and contentions of the petitioner, including as to the identification of his employer, who, according to him, can alone take disciplinary action against him.

4. Accordingly, the petition, alongwith the pending application, is dismissed as withdrawn, with the aforesaid observations.

PRATEEK JALAN, J

FEBRUARY 24, 2025

SS/JM/