

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).13053/2013

(From the judgement and order dated 05/12/2012 in LPA No.1270/2012 of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

F.C.I. & ORS.

Petitioner(s)

VERSUS

SUDARSHAN KUMAR GUPTA

Respondent(s)

(With prayer for interim relief)

Date: 18/11/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE B.S. CHAUHAN

HON'BLE MR. JUSTICE S.A. BOBDE

For Petitioner(s)

Ms. Indra Sawhney, Adv.

For Respondent(s)

Ms. Haripriya Padmanabhan, Adv.
Mr. Gopal Sankaranarayanan, Adv.
Mr. Vikramaditya, Adv.
Mr. Vikas Mehta, Adv.UPON hearing counsel the Court made the following
O R D E R

A substantial question involved herein as raised by Ms. Indra Sawhney, learned counsel for the appellant is as to whether it is the date of acceptance of resignation or the date on which the order of acceptance stands communicated to the employee which is to be taken into consideration for the purpose of withdrawal of resignation letter. Ms. Sawhney, learned counsel submits that once an order of acceptance of resignation passed and the request of withdrawal of resignation is received subsequent thereto, employer does not have power to review its order of acceptance in absence of any statutory provisions.

Leave granted.

There shall be stay of the impugned judgment and order passed by the High Court.

| (DEEPAK MANSUKHANI)
| Court Master

| (M.S. NEGI)
| Court Master

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