

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

CWP No.9933 of 1995

Date of decision: 04.02.2015

Des Raj

... Petitioner

Vs.

State of Haryana & others

... Respondents

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. Vivek Sharma, Advocate for the petitioner.

Mr. Ravi Pratap Singh, AAG, Haryana.

None for respondent No.3.

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TEJINDER SINGH DHINDSA, J.

The instant writ petition was filed in the year 1995 assailing the order dated 14.06.1995 (Annexure P-5) in terms of which private respondent No.3 had been promoted as Sub Divisional Engineer against the roster point reserved for draftsmen having qualification of AMIE. Further prayer was for the issuance of a writ of mandamus for directing the respondents to consider the claim of the petitioner for promotion as Sub Divisional Engineer w.e.f. the date, respondent no.3 was so promoted.

Mr. Vivek Sharma, Advocate for the petitioner would submit that he does not have any instructions in the matter.

Pleadings on record would show that the petitioner was initially appointed as Assistant Draftsman in the year 1972 on account of a regular selection process conducted by the Service Selection Board, Haryana. Apparently, against such backdrop, the petitioner by now must have superannuated. Similar would be the position insofar as respondent No.3 is

concerned. This perhaps explains the lack of instructions to counsel for petitioner as also non appearance of counsel representing private respondent No.3.

The instant petition is disposed of as having been rendered infructuous. Liberty, however, is granted to the petitioner to file an appropriate application seeking revival of the petition upon demonstrating any cause of action to be still surviving.

Disposed of.

04.02.2015

harjeet

(TEJINDER SINGH DHINDSA)
JUDGE