

CWP No.5442 of 2014

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

CWP No.5442 of 2014

Date of Decision: July 02, 2015

Harbans Dass

...Petitioner

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. R.K. Arora, Advocate
for the petitioner.

Mr. Ashish Sharma, Addl. A.G., Punjab.

AUGUSTINE GEORGE MASIH, J. (Oral):

Counsel for the respondents states that in CWP No.5059 of 2011, titled as 'Harpal Singh Vs. State of Punjab & others, the Coordinate Bench of this Court has disposed the writ petition on the basis of the statement made by the counsel for the State that the seniority dated 07.03.2011 shall be reconsidered and finalized on or before 30.09.2015 and on the basis of the same, the claim of the petitioners shall be considered. A direction is issued on that basis that the claim of the present petitioner shall also be considered.

At this stage, counsel for the petitioner states that the petitioner is entitled to the benefit of the judgment passed by this Court in CWP No.2505 of 2010. The claim of the petitioner having been considered in the light of the said judgment, the benefit has also been granted to him vide order dated 10.11.2010 (Annexure P-3) which entitles him to the consequential benefit of fixation of his

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seniority as a Lecturer in the Lecturer Cadre which claim has been wrongly rejected by the State vide order dated 14.08.2013 (Annexure P-7).

In the light of the fact that the seniority list of the Lecturers is now required to be finalized afresh prior to 30.09.2015 as per the decision of the writ petition i.e. CWP No.5059 of 2011, titled as 'Harpal Singh Vs. State of Punjab & others, the claim of the petitioner shall also be considered for the seniority as a Lecturer in the Lecturer Cadre as a consequence of the order dated 10.11.2010 (Annexure P-3). It goes without saying that the order dated 14.08.2013 (Annexure P-7) was not be treated as an impediment for deciding the claim of the petitioner.

The writ petition stands disposed of with above observations.

July 02, 2015
Harish

(AUGUSTINE GEORGE MASIH)
JUDGE