

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

**\*\*\*\*\***

***COCP No.919 of 2015 (O&M)***  
***Date of Decision:-17.10.2016***

**\*\*\*\*\***

Suresh Singh and others

..... Petitioners

**Vs.**

Nitin Kumar Yadav and another

..... Respondents

**\*\*\*\*\***

**CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN**

**\*\*\*\*\***

**Present: -** Mr.Ramesh Goyal, Advocate,  
for the petitioners.

Mr.Prateek Mahajan, Advocate,  
for the respondents.

**\*\*\*\*\***

**RAKESH KUMAR JAIN, J.**

This order shall dispose of COCP Nos.919, 920, 1920 and 958  
of 2015.

Learned counsel for the petitioners has submitted that the respondents have violated the order passed by this Court dated 11.12.2014. In the said order, it was observed that the respondents shall consider the petitioners for appointment, if they are found higher in merit than the last selected candidate, as per the merit list dated 5.10.2009 prepared in compliance of the order dated 3.12.2008 passed by this Court in CWP No.17812 of 1997. The petitioners were asked to approach the respondents-authorities by making an appropriate representation pointing out their marks secured in the merit list dated 5.10.2009 but it was also submitted by the respondents therein that the entire exercise would be

dated 9.9.2014 passed in bunch of cases and within the number of posts i.e. 336 posts of Assistant Linemen and 75 posts of Shift Attendants. It was also made clear that the directions issued would be restricted only to the petitioners in that petition.

Learned counsel for the respondents has submitted that in the order dated 9.9.2014, it was observed that the petitioners, who were beyond 336 vacant posts of Assistant Linemen and 75 vacant posts of Shift Attendants shall not be entitled to any relief in view of the fact that there was no provision for maintaining any waiting list. The case of the respondents is that in pursuance to the directions contained in CWP No.1558 of 1997, 16278 of 1997 and 17812 of 1997, offer of appointment were issued to 336 Assistant Linemen and 75 Shift Attendants but no waiting list was prepared as the offers were made pursuant to the recruitment process carried out in 1997 and was over by 1998 as per instructions No.42/43/84-5-GSI dated 20.1.1988.

As a consequence thereof, there is no willful disobedience of the order passed by this Court dated 11.12.2014 and hence, the present petitions are hereby dismissed.

**17.10.2016**

*Vivek*

**(RAKESH KUMAR JAIN)  
JUDGE**

*Whether speaking/reasoned*

*Yes/No*

*Whether non speaking*

*Yes/No*