

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.17910 of 1995

Date of Decision: 17.03.2016

Kulwant Singh and others

... Petitioners

Versus

The State of Punjab and another

... Respondents

CORAM:- HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. B.S. Patwalia, Advocate,
for the petitioner.

Mr. Harkesh Manuja, Addl. AG, Punjab.

1. To be referred to the Reporters or not?
2. Whether the judgment should be reported in the Digest?

RAJIV NARAIN RAINA, J.(Oral)

1. The only reason why this writ petition should be declared as infructuous is that the issue of promotion becomes an actionable right only when promotion is involved. Otherwise the principle of seniority is meaningless. On absorption in Punjab Government in the Hospitality Department the petitioners opted to serve in Punjab on the condition that they would be given seniority for the period they worked in Chandigarh Administration which was for about 10 to 12 years on the post of Telephone Operator, Clerk and Steno respectively.

2. The petitioners have retired from service. No useful or prudent purpose will be served to tinker with the seniority at this distance of time which may involve third party rights of a large number of employees.

3. The petition stands disposed of as having been rendered infructuous by the passage of time.

(RAJIV NARAIN RAINA)
JUDGE

17.03.2016

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