

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

I.

Civil Writ Petition No.3078 of 1995

Date of decision: 4.4.2016

Joginder Singh Aulakh and others

... Petitioners

Versus

State of Punjab and another

... Respondents

II.

Civil Writ Petition No.5663 of 1995

Date of decision: 4.4.2016

Gurdip Singh and others

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: None for the petitioners in CWP No.3078 of 1995.
Mr.Arihant Goyal, Advocate,
for the petitioners in CWP No.5663 of 1995.
Mr.Inqulab Nagpal, AAG, 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)

This order will be dispose of the aforesaid two writ petitions as

common questions of law and fact are involved in both the appeals. The

facts are not necessary to be gone into in view of the order proposed to be passed.

Separate seniority lists of Head Masters [Male] and Head Mistresses [Female] have been merged as a result of the order of the Division Bench of this Court in **Neelam Rani v. State of Punjab**; 2010 (1) SCT 588 holding that separate seniority lists violates the mandates of Article 15 of the Constitution of India and equality before the law. However, *Neelam Rani's* case has been made to operate prospectively. As a result, retrospective rights cannot be invoked to maintain separate seniority lists for the purpose of promotion to the higher posts even within the changed ratio. This petition and the connected petition have clearly been rendered infructuous.

Dismissed as infructuous.

(RAJIV NARAIN RAINA)
JUDGE

April 4, 2016
Paritosh Kumar