

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

**CWP No.19338 of 2012
Decided on : 18.01.2016**

Kulwant Kaur & another

... Petitioners

Versus

State of Punjab & others

... Respondents

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present : None for the petitioners.

Mr.Aman Bahri, Addl.A.G., Punjab.

G.S. Sandhawalia , J. (Oral)

The petitioners challenge the merit list (Annexure P12) and the consequential order dated 15.06.2012 (Annexure P16) whereby their services were not taken into consideration from the date of joining as Anganwadi Worker but from the date they passed their matriculation examination.

Vide the impugned order dated 15.06.2012 (Annexure P16), it has been noticed that both the candidates did not come within the criteria made by the Government and have been declared unfit.

In the written statement also, it has been mentioned that the merit list, which is subject matter of challenge, is only provisional and not final one and the same was subject to suitable amendment and is only prepared at the District Level Committee.

The final list was to be prepared at the State Level, after taking objections and taking decision on the same. It is also to be noticed that the petitioners have not arrayed as respondents persons who are beneficiaries and their promotions, as per the final list, now prepared, is to be challenged. It is settled that the seniority list cannot be disturbed without impleading the persons who are beneficiaries of the same. In view of the same and in view of the fact that the list, which is subject matter of challenge, is only provisional, the present writ petition is, accordingly, disposed of being premature. Liberty is given to the petitioners to challenge the final seniority list, after impleading the necessary respondents, as parties.

JANUARY 18, 2016
sailesh

(G.S. SANDHAWALIA)
JUDGE