

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

**CWP No.1467 of 2016 (O&M)
Date of Decision : 19.01.2017**

Sada Ram

..... Petitioner

versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr.Tejpall Dhull, Advocate for the petitioner.

Mr. Hitesh Pandit, Additional Advocate General, Haryana.

AJAY TEWARI, J. (Oral)

On 25.01.2016 the following contention was noticed :-

“Learned counsel for the petitioner, inter alia, contends that notification dated 27.06.2005 (Annexure P-6) has been wrongly applied in the case of petitioner, who was not suffering from any physical disability, which would make him ineligible to be appointed as conductor. After conducting medical examination, his appointment vide order dated 05.12.2012 (Annexure P-3) was in accordance with the rules. However, vide order dated 02.11.2015 (Annexure P-5), the proceedings have been wrongly initiated against the petitioner, on the basis of which, show cause notice dated 06.01.2016 (Annexure P-7) for cancelling his appointment has been issued.”

Today learned Additional Advocate General, Haryana has placed on record copy of the order dated 05.10.2016, as per which the Director, State Transport, Haryana, Chandigarh in deference to the order

dated 01.06.2016 passed by this Court has adjusted the petitioner against the post of Clerk with the condition that it may not be treated as a precedent.

Copy of the same has been supplied to the learned counsel for the petitioner.

In the circumstances, the petition is disposed of as having been rendered infructuous.

Since the main case has been decided, the pending Civil Miscellaneous Application, if any, also stands disposed of.

(**AJAY TEWARI**)
JUDGE

19.01.2017
pooja sharma-I

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No