

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.12798 of 2017 (O&M)

Date of Decision: 01.06.2017

Union of India & Ors.

... Petitioners

VS.

Dev Raj & Ors.

... Respondents

**CORAM: HON'BLE MR.JUSTICE SURYA KANT
HON'BLE MR.JUSTICE HARI PAL VERMA**

Present: Mr. SP Jain, Additional Solicitor General of India with
Mr. Namit Kumar, Advocate for the petitioners

SURYA KANT, J. (Oral)

(1) The instant writ petition is directed against an interlocutory order dated 10.02.2017 passed by the Central Administrative Tribunal, Chandigarh Bench, Chandigarh (in short, 'the Tribunal') in MA No.060/00076/2017 in O.A. No.060/01111/2016 (Dev Raj vs. Union of India & Ors.).

(2) Learned Additional Solicitor General of India very fairly points out at the outset that the same interlocutory order was challenged before this Court by the affected person, namely, Ratnesh Kumar in CWP No.11382 of 2017 and the said writ petition stands disposed of by this Court in following terms:-

“(4) Though the writ petition has been filed on the basis of subsequent events, namely, six vacancies have become available after passing of the above-stated orders and thus the petitioner can be posted without affecting the rights of the respondent-applicant before the Tribunal. Nevertheless, we are of the view that the entire controversy would stand resolved once the Tribunal decides the main case on the date fixed.

(5) We thus dispose of this writ petition with a request to the Tribunal to decide the main case on the date fixed i.e. 10.07.2017. However, in the event of further adjournment due to some unforeseen

circumstances, the petitioner shall be at liberty to get the order dated 10.02.2017 modified on the basis of subsequent events, referred to in the writ petition.”

(3) The instant writ petition stands disposed of in terms of the above directions.

(4) Ordered accordingly. **Dasti.**

(Surya Kant)
Judge

01.06.2017
vishal shonkar

(Hari Pal Verma)
Judge

1. Whether speaking/reasoned?	Yes
2. Whether reportable?	No