

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

CWP No.169 of 2017(O&M)

Date of Decision:-07.02.2017

Dr. Khushbinder Singh & Ors.

.....Petitioners.

Versus

State of Punjab & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Anupam Bhardwaj, Advocate for the Petitioners.

Mz. Sudeepti Sharma, Deputy Advocate General, Punjab
assisted by Dr. Jasbir Singh, Nodal Officer,
Office of DRMC, Punjab.

Mr. Kashish Garg, Advocate for respondent no.5.

JASWANT SINGH, J.(ORAL)

Two petitioners-Dr. Khushbinder Singh and Dr. Aman Sood belongs to the Punjab Civil Medical Services Class-I holding the substantive rank of Medical Officers. They have also acquired Post Graduation Degrees in Psychiatry against the posts reserved for inservice candidates. They also have completed three years Senior Residency in Psychiatry at Medical College, Amritsar. They filed CWP No.14912 of 2016 claiming promotion to the post of Assistant Professor (Psychiatry) on the ground that they have acquired the mandatory two years teaching experience after post graduation by the time DPC is held, as their claim was

claims for promotions being the date of eligibility.

The present writ petition has been filed seeking the quashing of the promotion order and appointment of Dr. Pooja Garg-respondent no.5 dated 20.12.2016 (P-7) whereby she has been appointed as Assistant Professor by ignoring the claims of both the petitioners in violation of interim order dated 2.8.2016 (P-5) passed in other CWP No.14912 of 2016.

Upon notice, State Counsel on instructions from Dr. Jasbir Singh, Nodal Officer, O/o DRMC, Punjab submits that the department has realized its mistake and consequently vide a subsequent order dated 2.2.2017 issued by the government withdrawn the earlier promotion order qua Dr. Pooja Garg. She thus submits that the present petition has become infructuous.

In response, learned Counsel for the petitioner admits that the order has been withdrawn and, therefore, the present writ petition has become infructuous.

Dismissed as infructuous.

(JASWANT SINGH)
JUDGE

February 07, 2017
Vinay

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No