

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

CWP No. 23280 of 2016 (O&M)

Date of Decision: 07.03.2017

Nitika Aggarwal and others

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Yagyadeep, Advocate
for the petitioners.

Mz. Sudeepti Sharma, Deputy Advocate General, Punjab
for the respondents.

JASWANT SINGH, J. (ORAL)

Petitioners, three in number, have been selected as Excise and Taxation Officers against twenty-three (23) posts of Excise and Taxation Officers (for short 'ETOs') advertised on 10.09.2015 pursuant to their selection in the Punjab State Civil Services Combined Competitive Examination 2015 (for short 'Examination 2015').

By filing the present petition, petitioners were seeking a direction for restraining the State to issue appointment letters to the persons junior in merit to the lower cadre of Tehsildars, BDPOs etc., as their right for appointment to such lower cadres as per their preference and merit would be affected in case their appointment to the cadre of ETOs was affected by virtue of the decision in *CWP No. 5598 of 2016* titled as '*Excise & Taxation Inspectors Association Versus State of Punjab and Others*'.

It was contended that because of the interim order dated 22.03.2016 passed in aforesaid writ petition bearing CWP No. 5598 of 2016, their (petitioners) appointments to the cadre of ETOs was withheld, and in case the lower cadre post are permitted to be filled up, there could be serious complications in future to the prejudice of the rights of petitioners.

Upon notice, a reply has been filed.

At the time of hearing, learned counsel for the parties are agreed that present petition has become infructuous in light of the interim order dated 22.03.2016 passed in CWP No. 5598 of 2016 itself having been modified, so as to permit the appointment of the selected ETOs, including the petitioners to the cadre without any hindrance or encumbrance.

In view of above, present petition stands dismissed as infructuous.

March 07, 2017

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**(JASWANT SINGH)
JUDGE**

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No