

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP No.3395 of 2016 (O&M)
Date of Decision: 02.08.2017

Rajinder Singh & others

--Petitioners

Versus

State of Punjab and others

--Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Pankaj Jain, Advocate for the petitioners.

Mr. T.P.S. Chawla, D.A.G., Punjab.

TEJINDER SINGH DHINDSA.J

The instant petition was filed raising a challenge to memo dated 11.8.2015 (Annexure P-2) issued by the office of Registrar, Cooperative Societies, Punjab and which the petitioners were construing as an amendment in the service rules i.e. the Punjab Cooperation Department Service (Ministerial) (State Service) Rules, 1966. As per petitioners by virtue of memo dated 11.8.2015 (Annexure P-2) the quota of promotion to the post of Assistant from the cadre of Stenos had been erased.

Counsel for the petitioners submits that the memo dated 11.8.2015 (Annexure P-2) was only a proposal and not an amendment to the rules. He further states that after filing of the petition an amendment has been carried out by virtue of notification dated 21.3.2016 issued by the Govt. of Punjab, Department of Cooperation and accordingly he may be permitted to withdraw the instant petition with liberty to raise a challenge to the amendment carried out in the rules.

Prayer is allowed.

Dismissed as withdrawn.

Suffice it to observe that it would always be open for the petitioners to raise a challenge to the rules in accordance with law.

(TEJINDER SINGH DHINDSA)
JUDGE

02.08.2017

Whether speaking/reasoned: Yes/No