

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

LPA No.2349 of 2016 (O&M)

Date of Decision: 08.02.2017

Haryana Scheduled Caste Finance &
Development Corporation & Anr.

... Appellants

VS.

Seema Singh & Anr.

... Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT

HON'BLE MR.JUSTICE SUDIP AHLUWALIA

Present: Mr. Vishal Gupta, Advocate for the appellants

SURYA KANT, J. (Oral)

(1) This Letters Patent Appeal assails the order dated 29.09.2016 whereby learned Single Judge has declined to vacate the *ad interim* stay.

(2) The interim order passed by learned Single Judge is fully justified in the facts and circumstances. We say so for the reason that the respondent was sought to be reverted from the post of Statistical Assistant to that of Computer in the year 1994 when she approached this Court and got interim stay. The stay order continued to operate for 20 years till the writ petition was decided on 29.10.2014 with a direction to re-consider her claim for promotion to the post of Statistical Assistant.

(3) Instead of complying with the directions of this Court in its true letter and spirit, the respondent was again ordered to be reverted. It was in these circumstances that learned Single Judge had to grant stay to the respondent during the pendency of the writ petition.

(4) The main case is now listed for arguments on 14.03.2017. Keeping in view these peculiar circumstances, we decline to interfere with the order of learned Single Judge leaving it open for the Corporation to raise its contentions at the time of final hearing before the learned Single Judge.

(5) We request learned Single Judge to make an endeavour to decide the main case on the date fixed.

(6) Disposed of.

(Surya Kant)
Judge

08.02.2017
vishal shonkar

(Sudip Ahluwalia)
Judge

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