

IN THE PUNJAB & HARYANA HIGH COURT AT CHANDIGARH

**CM-6404-CWP-2018,
CM-8272-CWP-2017, IN/&
CWP-17727-2011
Date of decision : 07.05.2018**

Dr.Neena Malhotra

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr.Raman Sharma, Advocate
for the petitioner.

Mr.Amrit Paul, Advocate
for respondents no.2 & 3.

AMOL RATTAN SINGH, J.(ORAL)

CM-6404-CWP-2018

As already noticed in the order dated May 03, 2018, by this application the petitioner seeks to withdraw the accompanying petition (in which earlier an application for amendment thereof was filed), with liberty to approach the University Authorities in respect of her grievance, i.e. for consideration for promotion as a Professor in Economics under the Career Advancement Scheme formulated by the University Grants Commission.

It is seen that in this petition the petitioner is actually seeking such promotion w.e.f. 23.03.2007, with this Court already having observed in its order dated January 09, 2017 that she had in fact “acquiesced to the selection process of the year 2007” as evident even from her letter seeking information under the RTI Act, wherein she has stated that she had not been

the year 2008. Consequently this Court had held vide the said order that as regards the year 2007, the petitioner having accepted *fait accompli*, it would be treated as such.

Consequently, while allowing this application for withdrawal of the accompanying writ petition itself, with liberty to the petitioner approach the respondents for consideration of her case for promotion, it is held that such consideration shall not be in respect of the year 2007, the petitioner already having accepted her non-selection in that year, vide her subsequent application by which she applied afresh for the year 2008. In any case, the petition filed in the year 2011, was too belated as regards non-selection in the year 2007.

As regards any subsequent years that the petitioner wishes to seek consideration for promotion from, the University would consider her representation / application and decide it wholly as per merit, by passing a detailed order if her case is to be rejected.

CM-8272-CWP-2017

In view of the order passed hereinabove, this application seeking amendment of writ petition is rendered infructuous and is disposed of as such.

CWP-17727-2011

Dismissed as withdrawn.

(AMOL RATTAN SINGH)
JUDGE

May 07, 2018.
Davinder Kumar

Whether speaking / reasoned	Yes/No
Whether reportable	Yes/No