

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

CWP No. 10612 of 2017

Date of Decision:-27.09.2018

Navdeep Chahal and another

...Petitioners

Versus

State of Haryana and another

...Respondents

CORAM:- HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr. Sunil K. Nehra, Advocate
for the petitioners.

Mr. Ravi Pratap, AAG Haryana.

RITU BAHRI J.(Oral)

A short question for consideration in this writ petition is whether the petitioners who had acquired the qualification of degree in engineering from distant education were eligible to be appointed and promoted to the post of Executive Engineer. This issue has already been decided by Hon'ble Supreme Court in **Civil Appeal Nos.17869-17870 of 2017**, case titled **Orissa Lift Irrigation Corp. Ltd. vs. Rabi Sankar Patro and others**, decided on 03.11.2017. The Supreme Court gave an option to those candidates who had acquired this degree from the year 2001 to 2005 to participate in the examination, which was to be conducted under the supervision of AICTE and they were to be given two attempts to clear the said examination. Pursuant to the directions issued by the Supreme Court

in Annexure R-3, counsel for the petitioners informs that petitioner No.1-Navdeep Chahal has since cleared the exam and has been given due promotion vide order dated 21.9.2018 from the date his juniors were promoted. Qua him the petition has been rendered infructuous. With respect to petitioner No.2-Krishan Kumar, he states that he has failed but he can take the second option by participating in the examination, which are to be conducted in December 2018.

This petition at this stage is disposed of by giving liberty to petitioner No.2 to make a representation to the respondents for promotion if he qualifies the examination in December 2018.

September 27, 2018
Vijay Asija

(RITU BAHRI)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No