

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

CWP No.22596 of 2014 (O&M)

Date of decision: 30.08.2018

Karan Jagdish Kaur

...Petitioner(s)

Versus

Punjab School Education Board

...Respondent(s)

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: None for the petitioner(s).

Mr. J.S. Puri, Advocate for the respondent.

Jitendra Chauhan, J. (Oral)

By way of the present petition, the petitioner seeks quashing of the impugned order dated 30.06.2014 (Annexure P-4) issued by respondent No.1, vide which the petitioner was reverted from the post of Joint Secretary to the post of Deputy Secretary.

It has been averred in the petition that on the basis of outstanding service record, the petitioner was promoted from the post of Deputy Secretary to the post of Joint Secretary, vide order dated 20.06.2014 (Annexure P-2). However, by virtue of impugned order dated 30.06.2014 (Annexure P-4), she had been reverted to the post of Deputy Secretary without assigning any reason or without affording any opportunity of hearing.

Learned counsel for the respondent states that since the petitioner was again promoted to the post of Joint Secretary, vide order

dated 18.12.2014, therefore, the present petition has become infructuous.

Heard.

The petitioner was reverted to the post of Deputy Secretary as she did not have three years experience as Deputy Secretary and she had been promoted due to inadvertence of wrong application of Rules dated 29.05.2003 which were amended on 20.02.2008. A condition was also imposed in the order of promotion that in case any defect/technical/legal point comes in the notice of the office, in that case, the office will have full right to rectify the same. Moreover, the petitioner has now been promoted to the post of Joint Secretary, vide order dated 18.12.2014, therefore, no cause of action survives as of now. Accordingly, the present petition is dismissed as having been rendered infructuous. However, as the petition is being disposed of in the absence of learned counsel for the petitioner, therefore, the liberty is granted to the petitioner to revive the present petition or file a fresh one, in case any grievance still survives.

30.08.2018

sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No