

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

**CWP No. 8220 of 2016 (O&M)
Date of Decision: 19.01.2018**

Ajmer Singh and others

..... Petitioners

Versus

National Commission for Scheduled Castes
through its Chairman, New Delhi and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Dharmender Singh Rawat, Advocate
for the petitioners.

Mrs. Ishneet Kaur, Assistant Advocate General, Punjab.

JASWANT SINGH, J. (ORAL)

The petitioners, three in number, belonging to the General Category and were working as Lecturer in different streams with the Director of Secondary Education, Govt. of Punjab.

By filing the present petition, the petitioners have laid challenge to the memo dated 08.02.2016 (**Annexure P-3**) issued by the National Commission for Scheduled Castes, recommending the postpone of the meeting of the Departmental Promotion Committee (in short 'DPC') for the post of Principals(s) on account of the complaint/representation raised by the Lecturers belonging to the SC/ST Category that the seniority as Lecturers has not been properly framed.

It is submitted that virtually an interim injunction has been passed, by directing that the DPC meeting be not held till the grievance of the representationist is redressed. It is averred that the Commission does not have any power to issue such like injunction orders by placing reliance upon

***Overseas Bank SC and ST Employees Welfare Association and others
Versus Union of India and others (1996) 6 Supreme Court Cases 606.***

This Court, while issuing notice of motion vide order dated 02.05.2016, had stayed the operation of the impugned order dated 08.02.2016 (P-3).

Upon notice, a reply by way of affidavit dated 11.12.2017 of Sh. Manvesh Singh Sidhu, Special Secretary to Govt. of Punjab, Department of School Education, on behalf of respondent No. 3 has been filed. It is, *inter alia*, submitted that after postponing the DPC meeting on 10.02.2016, the proceedings of DPC meeting were held on 18.05.2016 and the cases of promotions from the post of Lecturers to the post of Principals were considered. All the three petitioners stand promoted as Principals pursuant to the recommendation of the DPC.

In view of above, nothing more survives for adjudication in the present petition as the same has become infructuous.

Dismissed as infructuous.

January 19, 2018

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**(JASWANT SINGH)
JUDGE**

<i>Whether Speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>