

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.5322 of 2018.

Date of Decision: May 18, 2018

Directorate of Revenue Intelligence, Ludhiana

.....Petitioner

versus

Rajesh Kumar and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SHEKHER DHAWAN.

Present: Mr.R.K.Handa, Advocate, and
Mr.Dharamvir, Advocate, for the petitioner.

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Surya Kant, J. (Oral)

The instant writ petition by the Directorate of Revenue Intelligence, Ludhiana, is directed against the order dated 04.06.2010 passed by the Central Administrative Tribunal, Chandigarh Bench, whereby a bunch of Original Applications filed by the respondent-employees and others were disposed of with a direction to examine their cases in the light of an earlier decision of the Tribunal in **Union of India and others vs, Kiran Pal and others** which was upheld by this Court as well as by the Hon'ble Supreme Court. The Tribunal directed that let an appropriate decision be taken within a period of three months.

[2] We have heard learned counsel for the petitioner at a considerable length and gone through the record. In our considered view, the instant writ petition deserves to be dismissed for more than one reasons.

[3] Firstly, there is an inordinate delay and laches in approaching the Court. The impugned order was passed by the Tribunal on 04.06.2010 and the writ petition has been filed after almost 8 years. Neither there is any

the matter and allowed the grass to grow under their feet or to lay the challenge at their own chosen time.

[4] Secondly, the only direction issued by the Tribunal was to consider the claim of the respondents in the light of the decision in **Kiran Pal's case (supra)**. There is no positive direction that the respondents must be granted any relief, even if they are not eligible for the same.

[5] Thirdly, the decision of the Tribunal in **Kiran Pal's case (supra)** has attained finality as it stands upheld upto the Hon'ble Supreme Court. There is no gain saying that if the respondents are also similarly placed persons, they too are entitled to claim parity with those whom the relief was granted in **Kiran Pal's case (supra)**. There is no merit in this writ petition.

[6] Dismissed.

**[SURYA KANT]
JUDGE**

May 18, 2018
mohinder

**[SHEKHER DHAWAN]
JUDGE**

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No