

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Letters Patent Appeal No. 715 of 2017 (OM) in
CWP No. 5931 of 2017 (O&M)
Date of decision: 10.1.2018

Sunita Gupta

.. Appellant

v.

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE B. S. WALIA

Present: Mr. Ramesh Hooda, Advocate for the appellant.
Mr. R. D. Sharma, Deputy Advocate General, Haryana.

...

Rajesh Bindal J.

Order dated 23.3.2017 passed by the learned Single Judge has been impugned in the present intra-court appeal. The writ petition filed by the appellant has been dismissed on account of delay and laches.

The appellant in the present case was transferred from Field Cadre to Head Office vide order dated 23.3.1989. It was specifically mentioned in the order that seniority of the appellant will be reckoned from the date she joins duty in the Head Office. Being satisfied, the appellant joined her new place of posting and never raised any issue regarding seniority. For the first time, a representation was made in the year 2012.

Firstly, CWP No. 21094 was filed in the year 2016, in which direction was

given for decision of the representation filed by her. After rejection thereof,

CWP No. 5931 of 2017 was filed, after the appellant had already retired from service.

Considering the aforesaid factual matrix, where the appellant admittedly did not raise any issue regarding her seniority from 1989 till 2012, she cannot be permitted to raise that at this stage. The writ petition has rightly been dismissed on account of delay and laches. There is no error in the order passed by the learned Single Judge.

Accordingly, the present appeal is dismissed.

(Rajesh Bindal)
Judge

(B. S. Walia)
Judge

10.1.2018
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No