

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

Date of decision: 07.03.2019

CWP No.26268 of 2013

Subhash Chander Dhawan

...Petitioner

Vs.

State of Haryana & another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. G.S.Dhindsa, Advocate, for
Ms. Upasana Dhawan, Advocate, for the petitioner.

Mr. Harish Rathee, Sr. DAG, Haryana.

RAJIV NARAIN RAINA, J. (ORAL)

The petitioner has died. The prayer in the petition was for a direction to the Department to exempt the petitioner from passing the departmental examination required for promotion to the post of Tehsildar. The prayer is such that the cause of action has abated with the death and no relief can come to the legal representatives of the petitioner, even if they are to be impleaded in place of deceased petitioner. The legal representatives no longer have a subsisting right to sue. Besides, exemption from passing the departmental examination cannot be claimed as a matter of right.

Consequently, I do not find any merit in the present petition and would dismiss it.

07.03.2019
Vimal

**[RAJIV NARAIN RAINA]
JUDGE**

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No