

Sr. No.128

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

**CWP No. 27582 of 2019 (O&M)
Date of Decision: 25.09.2019**

Brahamjit Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. M.S.Uppal, Advocate,
for the petitioner.

Ms. Ambika Bedi, AAG, Punjab.

ARUN MONGA, J.(ORAL)

Grievance of the petitioner is that in the impugned seniority list dated 26.04.2019 (Annexure P-9), private respondents, who are junior to him, have been placed above him. Lead contention of learned counsel for the petitioner, *inter alia*, is that the private respondents have been ostensibly given the benefit of length of service instead of considering the inter se seniority in the feeder cadre and the same is in violation of law enunciated by Hon'ble Supreme Court in case titled as "***Ajit Singh Janjua Vs. State of Punjab***" 1996 AIR (SC) 1189.

2. In the premise, the petitioner also caused legal notice dated 15.07.2019 (Annexure P-11), which has not been adverted to by the respondents till date. Hence the petition.

3. Notice of motion.

4. On advance service of the petition, Ms. Ambika Bedi, AAG, Punjab appears and accepts notice on behalf of the State.
5. Given the nature of order being passed, there is no necessity to seek return by the respondents as no further proceedings and/or pleadings are required.
6. Without commenting on the merits of the case, the writ petition is disposed of with a direction to the respondents to objectively consider the legal notice dated 15.07.2019 (Annexure P-11) and also by keeping in view the contentions stated in the present writ petition by treating it as a supplementary representation and pass a speaking order, in accordance with law.
7. Let the needful be done within a period of 3 months from the date of receipt of certified copy of this order.
8. Disposed of in above terms.

25.09.2019

vandana

**(ARUN MONGA)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No