

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

**CWP NO. 27908 OF 2019
DATE OF DECISION : 27.09.2019**

Chanan Singh

...Petitioner

versus

State of Punjab and others

...Respondents

CORAM : HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. Hitesh Sood, Advocate,
for the petitioner.

ARUN MONGA, J.(ORAL)

By way of instant petition, petitioner has sought quashing of order number Account-1/2019/254022 dated Barnala : 27.08.2019 (Annexure P-1). Further prayer has been made to promote the petitioner to the post of BEPO with all benefits from the date his promotion is due as per recommendations (Annexure P-5).

2. The petitioner also caused representation dated 19.09.2019 (Annexure P-8), but the same has not been adverted to by the respondents. Hence the petition.

3. Notice of motion to respondents.

4. On advance service of copy of petition, Ms. Ambika Bedi, Assistant Advocate General, Punjab has put in appearance on behalf of respondent-State.

5. Given the nature of order being passed, there is no necessity to seek return by any of the respondents as no further proceedings and/or pleadings are required.

6. Without adverting to the merits of the case, I am of the opinion that since the petitioner is due to retire on 30.09.2019, therefore, his right to seek promotion to the post of BEPO on the ground that respondent No.5 has been illegally appointed on the same and he instead be appointed in his place, has become totally infructuous and academic.

7. In view of the impending superannuation, I am not inclined to interfere in the extra ordinary writ jurisdiction of this Court. The writ petition is accordingly disposed of with liberty to the petitioner to pursue his representation (Annexure P-8) before the respondents who may look into the same and pass appropriate orders, in accordance with law.

(ARUN MONGA)
JUDGE

SEPTEMBER 27, 2019
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Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No