

CWP No.3180 of 2020

Date of Decision: 06.02.2020

Mam Chand Gupta

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR

Present: Mr. Parveen Gupta, Advocate and
Mr. Arav Gupta, Advocate
for the petitioner.

NIRMALJIT KAUR, J. (ORAL)

The prayer in the present writ petition for setting aside of office order No.300/HPG/GE-623 dated 26.10.2018, communicated on 25.02.2019, issued by respondent No.2, vide which, the claim of the petitioner for promotion to the post of AE/AEE/XEN was declined with a further prayer to fix the seniority of the petitioner at serial No.147-A in the tentative seniority list dated 12.04.1998.

Admittedly, the petitioner is aggrieved with the seniority list of the year 1998. He retired from service on 30.09.2004. The petitioner during his service did not raise any objection and now after almost 14 years of his retirement, the petitioner approached before this Court for the first time in the year 2019 by way of a writ petition bearing CWP No.35781 of 2019, which was dismissed as withdrawn with liberty to the petitioner to file afresh after impleading the effected parties. The writ petition, therefore, suffers from delay and latches. The argument that the proforma respondents herein were also promoted much after from their retirement in September,

pursuance to the order passed by the learned Single Bench and thereafter, the order passed by the learned Division Bench in LPA filed in pursuance to a writ filed by the respondents way back in the year 1994. The respondents had approached the Court well in time and while they were in service. The petitioner cannot take the benefit of the same.

Dismissed accordingly.

06.02.2020
sandeep

(NIRMALJIT KAUR)
JUDGE

Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No