

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

CWP No.5161 of 1997

Date of Decision : 14.02.2020.

Hawa Singh Mathur

...Petitioner

Versus

Bharat Electronics Ltd.

....Respondent

Coram : Hon'ble Mr. Justice B.S.Walia

Present: None for the petitioner.

Mr. Arjun Partap Atma Ram, Advocate
for the respondent.

B.S.WALIA, J. (Oral)

1. Prayer in the writ petition under Article 226 of the Constitution of India is for the issuance of a writ of Mandamus for directing the respondents to reconsider the representation/request of the petitioner for re-absorption/re-employment to the post of Senior Technical Assistant which was held by the petitioner prior to his selection as a Junior Engineer with the Haryana State Electricity Board under SC Category, which selection came to be quashed by this Court in CWP No.4012 of 1993, decided on 04.09.1995 and the said order was modified by Hon'ble the Supreme Court in Civil Appeal No.3423 of 1996 and in implementation of which judgment the service of the petitioner were terminated by the Haryana State Electricity Board in pursuance of notice dated 24.10.1997.

2. Learned counsel for the respondent contends that the prayer for re-absorption has been made in the background of the petitioner having resigned in view of his selection and appointment in HSEB which appointment came to be quashed but there is no provision in the rules for re-employment after acceptance of the resignation of the petitioner. In support of his claim, learned counsel for the respondent relied upon the decision of Hon'ble the Supreme Court in Chand Mal Chayal vs. State of Rajasthan 2006 (10) SCC 258.

3. Despite the case having been called out twice, none has put in appearance on behalf of the petitioner.

4. In the circumstances, it appears that due to efflux of time, the petitioner is not interested in pursuing the writ petition.

5. Dismissed for want of prosecution.

(B.S.WALIA)
JUDGE

14.02.2020.

rajesh.k.khurana

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