

S.No.209

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

CWP No.12187 of 2020 (O&M)

Date of Decision:16.12.2020

Kanta Malik

.....Petitioner

Vs.

State of Haryana and another

.....Respondents

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IN VIRTUAL COURT

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CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Sameer Sachdeva, Advocate for the petitioner.

Ms. Kirti Singh, DAG, Haryana.

Rajbir Sehrawat, J.(Oral)

This is a petition filed under Article 226/227 of the Constitution of India seeking issuance of writ in the nature of certiorari quashing the impugned speaking orders dated 19.02.2020 (Annexure P.14), supplied in contempt proceedings disposed of on 10.07.2020 (Annexure P.13), denying the benefit of ad-hoc service towards seniority as per settled legal position upto the Hon'ble Supreme Court on flimsy, unwarranted and virtually contemptuous grounds.

Learned counsel for the parties are ad idem that the present writ petition has been rendered infructuous in the light of the reply which has been filed by the respondents, wherein the claim of the petitioner has been accepted keeping in view and in accordance with the judgment passed by this Court in CWP No.8604 of 2007, titled as 'Dr. Surindra Kumar Mishra & others Vs. State of Haryana & another', decided on 09.09.2010 (Annexure P.3) which has attained finality upto the Hon'ble Supreme Court.

In view of the above, this writ petition is disposed of as infructuous. Petitioner be granted the benefit in the same terms as in CWP No.8604 of 2007, titled as 'Dr. Surindra Kumar Mishra and others Vs. State of Haryana & another', decided on 09.09.2010.

December 16, 2020
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(RAJBIR SEHRAWAT)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No