

**IN THE HIGH COURT OF PUNJAB AND HARAYANA AT CHANDIGARH  
210**

**CWP-11163-2014 &  
CM-3276-2019**

**Date of decision: 23.01.2020**

**CHARANJIT SINGH**

***...PETITIONER***

**V/S**

**STATE OF PUNJAB & ORS**

***..RESPONDENTS***

***CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH***

**Present: None for the petitioner.**

**Mr. Charanpreet Singh, AAG, Punjab,  
for the State.**

**\*\*\***

**AUGUSTINE GEORGE MASIH, J. (ORAL)**

**CWP-11163-2014**

Petitioner has approached this Court challenging the order dated 18.03.2014 (Annexure P-7) passed by The Director, State Transport, Punjab-respondent No. 2, vide which Kulwant Singh-respondent No. 3 has been ordered to be given seniority over and above the petitioner and as a consequence thereof, he is likely to be reverted.

At the time when the notice of motion was issued by this Court, the Court had taken into consideration the fact that the impugned order has been passed without issuing any notice to the petitioner, thus, violative of the principles of natural justice.

Counsel for the State, on instructions from Sh. Vijay Kumar,

Senior Assistant, O/o Director, State Transport, Punjab, Chandigarh, and on

the basis of the reply, which has been filed by the respondents, admits the fact that prior to changing the seniority of the petitioner, no notice or hearing was given to him.

If that be so, the impugned order dated 18.03.2014 (Annexure P-7) passed by The Director, State Transport, Punjab-respondent No. 2 cannot sustain and is, hereby, set aside being violative of the principles of natural justice. Liberty is, however, granted to the respondents to issue a show cause notice to the petitioner and thereafter, by giving him an opportunity of being heard, proceed to pass a fresh order in accordance with law.

Disposed of with above directions.

**CM-3276-2019**

In view of the disposal of the main case, the present application has been rendered infructuous and the same is disposed of as such.

**January 23, 2020***pj***(AUGUSTINE GEORGE MASIH)  
JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable : Yes/No