

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

115

CWP No.19511 of 2020  
Date of decision: 17.11.2020

Hardev Singh and others

.....Petitioners

versus

State of Punjab and others

....Respondents

**CORAM: Hon'ble Mr. Justice Girish Agnihotri**

Present: Mr. Baltej Singh Sidhu, Advocate for the petitioners.  
*(the aforesaid presence is being recorded through video  
conferencing since the proceedings are being conducted in Virtual Court).*

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**GIRISH AGNIHOTRI, J. (Oral)**

Petitioners – Hardev Singh and three others have jointly filed the present petition *inter alia* with a prayer to set aside the seniority list circulated vide letter dated 25.08.2020 (Annexure P-6) to the extent it relates to fixation of seniority of the petitioners below the respondents No.4 to 27, being contrary to the Punjab Social Welfare Department (Class III) Service Rules, 1973 (Annexure P-1) and law laid down by this Court in LPA No.1504 of 2013 decided on 19.05.2017 (Annexure P-9), with a further prayer to direct the respondents No.1 and 2 to recast the seniority list of the petitioners and other members of the service (Annexure P-6).

Learned counsel for the petitioners based on pleadings, submits that the petitioners were selected by the Punjab Subordinate Service Selection Board and were appointed as Clerks. The petitioners were appointed as Clerks in the Department of Social Security and Woman and Child Development. Learned counsel further submits that the petitioners

No. 1, 3 and 4 are working as Junior Assistants and their joint grievance is that they have been placed before the private respondents in the seniority list dated 25.08.2020 (Annexure P-6). It is submitted by learned counsel that the petitioners were selected by the Department of Subordinate Service Selection Board and the private respondents are below them in the selected list. Learned counsel also relies on judgment dated 19.05.2017 in LPA No.1504 of 2013 titled as '*Navjeet Kaur vs. Navneet Walia and others*' decided on 19.05.2017 (Annexure P-9).

Learned counsel for the petitioners further submits that for the same/similar grievances as made in the present petition, the petitioners had submitted a representation/objections dated 09.10.2020 (Annexure P-7) to respondent No.2, but till date no action has been taken. He then submits that the petitioners would like to submit a supplementary comprehensive representation within a week from today.

Notice of motion.

On the asking of Court, Mr. Suveer Sheokhand, Addl. A.G., Punjab, accepts notice on behalf of respondents No. 1 to 3-State.

In view of the above and without commenting on the merits of the case, the present petition is disposed of with a direction to respondent No.2-The Director, Department of Social Security and Woman and Child Development, Govt. of Punjab, Chandigarh, to consider the representation/objections dated 09.10.2020 (Annexure P-7) and also supplementary representation so submitted, and decide the same in accordance with law, as expeditiously as possible, preferably within a period of 02 months by passing a speaking order, from the date of receipt of

certified copy of this order.

It is also made clear that in case, the petitioners make a specific request for an opportunity of hearing, the same be considered and granted, so that they could explain their submissions.

Ordered accordingly.

(GIRISH AGNIHOTRI)  
JUDGE

17.11.2020

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| Whether speaking/ reasoned: | Yes/No |
| Whether Reportable:         | Yes/No |