

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

**CWP-27104-2017 (O&M)
Date of Decision:14.02.2020**

Vanita Suri

... Petitioner

Versus

State of Punjab & others

... Respondents

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present:- Ms. Tarun Jain, Advocate for the petitioner.

Ms. Ambika Bedi, AAG, Punjab.

Mr. Rahul Sharma, Advocate for respondents No.2 and 3.

....

TEJINDER SINGH DHINDSA, J. (ORAL).

Petitioner who was serving on the post of Personal Assistant under the Punjab State Federation of Cooperative Sugar Mills Limited retired on 30.11.2017 upon attaining the age of superannuation.

Instant writ petition is directed against the order dated 16.03.2017 (Annexure P-14) passed by the Managing Director of the respondent/Federation imposing upon the petitioner the minor penalty of “withholding of promotion” till her retirement which was due on 30.11.2017. Further challenge is to the order dated 23.10.2017 passed by the Chairman at Annexure P-15 upholding the order of Managing Director.

Having heard counsel for the parties at length, this Court is of the considered view that examining the validity of the impugned order dated 16.03.2017 at Annexure P-14 has been reduced to an academic exercise.

Such view is being taken against the categorical stand taken by counsel on

behalf of the respondent/Federation that even if the impugned order dated 16.03.2017 (Annexure P-14) were not to be passed still up to the date of superannuation of the petitioner i.e. 30.11.2017, no official junior to the petitioner in the cadre of Personal Assistant has been promoted to the post of Private Secretary.

Under such circumstances, there would be no need to examine the impugned order dated 16.03.2017 (Annexure P-14) on merits.

It is not even the case of the petitioner that by virtue of operation of the impugned order dated 16.03.2017 (Annexure P-14), the petitioner is facing any financial prejudice consequent to having superannuated w.e.f. 30.11.2017.

Writ petition is accordingly disposed of.

14.02.2020*harjeet***(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |