

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

**CWP No.870 of 2018 (O&M)
Reserved on:-06.02.2020
Date of Pronouncement:30.09.2020**

Gaurav Vir Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. B.S. Patwalia, Advocate for the petitioner.

Mr. T.P.S. Chawla, DAG, Punjab.

Mr. Navdeep Chhabra, Advocate
for respondents No.2 to 5-PSPCL.

TEJINDER SINGH DHINDSA J.

Petitioner joined the respondent-Punjab State Power Corporation Limited (hereinafter to be referred to as Corporation) as Junior Engineer pursuant to appointment letter dated 24.09.2015 having been issued to him.

Instant petition has been filed seeking a mandamus directing the Corporation to treat the petitioner as appointee of 2012 batch w.e.f. the dates his counter-parts/batch-mates who were appointed from the same very selection process as per their inter-se merit determined by the selection committee alongwith consequential benefits in the nature of seniority etc.

Similar issue has been dealt with and decided by this Court in **CWP No.20169 of 2017 (Karambir Singh and others Vs. State of Punjab and others)**.

As such, the instant writ petition is allowed in terms of

judgment dated 30.09.2020 in **CWP No.20169 of 2017 (Karambir Singh and others Vs. State of Punjab and others).**

Accordingly, petitioner is directed to be treated as appointee to the post of Junior Engineer (Electrical) w.e.f. the date other Junior Engineers were appointed and who had participated in the same very selection process/written examination in which the petitioner appeared i.e.25.03.2012. Inter-se seniority would be determined on the basis of merit secured in such written examination. Further consideration for promotion to the higher post would be on the basis of such fresh seniority to be determined. Petitioner would also be entitled to benefit of pay fixation by treating him as an appointee of the 2012-Batch. However, such benefit of pay-fixation would be on a notional basis and petitioner would not be entitled to arrears of salary for the period, he had not worked on the post of Junior Engineer (Electrical).

(TEJINDER SINGH DHINDSA)
JUDGE

30.09.2020

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No