

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

106

CM-8640-2021 in/and CWP-7949-2019

Date of decision: 03.08.2021

Deepak

.....Petitioner

versus

State of Haryana and others

....Respondents

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Chanderhas Yadav Advocate for the petitioner.

Mr. Rohit Arya, DAG, Haryana.

(the aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual court on account of restrictions due to COVID 19)

GIRISH AGNIHOTRI, J. (Oral)

Petitioner-Deepak, stated to be aged 25 years, has filed the present petition *inter alia* with a prayer for issuance of a writ in the nature of certiorari for quashing the action of the respondent-authorities, whereby, the petitioner has not been allowed to join on the post of Constable (General Duty) without considering the fact that the petitioner has been declared selected only on the ground of pendency of one FIR No.473 dated 09.11.2017, which was registered under Sections 279 & 304 A of Indian Penal Code at Police Station Timarpur, North Delhi, District North Delhi (Annexure P-12).

Records of the case show that on 09.05.2019, this Court had issued notice of motion.

Today, CM-8640-2021 has been listed, filed on behalf of the

petitioner *inter alia* with a prayer to prepone the date of hearing in the main case from 06.10.2021 to some early date.

Learned counsel for the applicant-petitioner, by making reference to the pleadings in the application, submits that on 01.03.2021, an application (CM-3155-2021) was listed, filed on behalf of the petitioner with a prayer to dispose of the present case in view of the order/judgment dated 05.01.2020, passed in CWP-11693-2019 (Annexure A-1).

Notice of the application.

On asking of the Court, Mr. Rohit Arya, DAG, Haryana, accepts notice on behalf of the State and he has no objection if the present writ petition is disposed of in the same terms as passed in CWP-11693-2019.

In view of the peculiar facts and circumstances as noticed above and for the reasons mentioned in the application, this Court deems it appropriate to **allow** the application filed by the petitioner and date of hearing in the main case is preponed from 06.10.2021 to 03.08.2021. Main case is taken up on board today itself.

Accordingly, as agreed by counsel for the parties, the writ petition is **disposed of** in the same terms as in order dated 05.01.2020, passed by this Court in CWP-11693-2019.

So ordered.

(GIRISH AGNIHOTRI)
JUDGE

03.08.2021
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Whether speaking/ reasoned:	Yes/No
Whether Reportable:	Yes/No