

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CWP No. 22744 of 2020

Date of Decision: January 27, 2021

Jogender Kumar and others

.....Petitioners

versus

State of Haryana & others

.....Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Keshav Gupta, Advocate
for the petitioners**Sudhir Mittal, J. (Oral)**

Relies upon *Balwant Singh Narwal and others vs. State of Haryana and others (2008) 7 Supreme Court Cases 728* to submit that the petitioners are entitled to notional appointment with effect from the date the other selectees of the same selection process were appointed along with all consequential benefits.

The grievance of the petitioners is that although they were selected pursuant to selection process initiated after issuance of advertisement dated 08.11.2012 and were part of a common select list, they have been made junior to the competitors as they joined service at a later date due to reasons not attributable to them. Legal notice dated 10.10.2020 has also not yielded any result. It is submitted that directions in this regard have already been issued by this Court in *CWP No.19337 of 2019* titled as *Mohini and others vs. State of Haryana and others decided on 16.09.2019*.

Notice of motion.

Mr. Sanjay Mittal, Addl. A.G. Haryana accepts notice on behalf of the respondents and waives service.

Considering the nature of the order being passed there is no necessity of filing a written statement.

The writ petition is disposed of with a direction to respondent No.2 to decide the pending legal notice dated 10.10.2020 (Annexure P-8) by passing a speaking order after taking into consideration judgment dated 16.09.2019 passed in ***Mohini's case (supra)*** and the law on the subject, within eight weeks from the date of receipt of certified copy of this order.

January 27, 2021

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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No