

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

CWP-10247-2003 (O&M)

Date of decision: November 21, 2022

Moti Lal Kataria and another

.....Petitioners

versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: None for the petitioners.

Mr. R.D. Sharma, DAG Haryana.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of Certiorari for quashing impugned order dated 09.05.2003 (Annexure P-5) endorsed on 19.05.2003 whereby private-respondents were declared senior to the petitioners retrospectively in the cadre of Clerks/ Assistants.

2. Petition was admitted for hearing on 20.04.2004.

3. When taken up for final adjudication, after around 18 years, none has put in appearance on behalf of the petitioners. In this context, it is important to note that a specific notice has been issued in the cause list, as well as, on the notice Board of the Court room, stating “*In the category of “To Be Taken UP” Regular matters shown in the daily cause list, if learned counsel still do not appear, it would be an indicator that they are not interested in pursuing the same and the cases shall then be decided regardless of their presence. Learned counsels are, therefore, requested to*

watch the regular cause list of the Court.” Notwithstanding none appears.
Court is left with no choice but to dismiss the petition.

4. Even otherwise by sheer effluxion of time and pendency of the writ petition for more than 18 years before this Court, either it has been rendered infructuous or even otherwise the petitioners seem to have lost interest in pursuing the same.

5. Be that as it may, dismissed with liberty to the petitioners to file an appropriate application in case any cause of action still survives.

6. Pending application(s), if any, shall also stand disposed of.

**(ARUN MONGA)
JUDGE**

November 21, 2022
mahavir

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No