

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

CWP-4140-2002 (O&M)

Date of decision: 24.11.2022

S.S.Mann

...Petitioner

Vs.

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: None for the petitioner.

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 the order dated 26.03.2001 (Annexure P-3) vide which petitioner was denied the withdrawal of revised pay scales on account of pending disciplinary proceedings against him which were concluded after a lapse of more than 16 years and the punishment imposed on the petitioner was carried out.

2. Petition was admitted for hearing on 21.07.2003.

3. When taken up for final adjudication, none has put in appearance on behalf of the petitioner. On 07.09.2022, none appeared on behalf of the petitioner. Registry was asked to issue notice to the counsel for the petitioner. As per office report, learned counsel for the petitioner has been informed. Despite service, none appears. Same is the position today. 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 20 years before this Court, either it has been rendered infructuous or even otherwise the petitioner seems to have lost interest in pursuing the same.

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

(ARUN MONGA)
JUDGE

November 24, 2022
Vandana

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No