

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

CWP-15227-2001 (O&M)

Date of decision: November 21, 2022

Subhash Chand

.....Petitioner

versus

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 setting aside order dated 10.09.2001 (Annexure P-6) whereby respondents No.5 and 6 were promoted as Drivers by ignoring claim of the petitioner who was senior to aforesaid respondents. Further writ in the nature of Mandamus has been sought for direction to respondents to promote the petitioner as Driver.

2. Petition was admitted for hearing on 24.02.2003.

3. When taken up for final adjudication, after around 19 years, none has put in appearance on behalf of the petitioner. 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, dismissed with liberty to the petitioner 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