

362 (3 cases)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-3153-1999

Date of decision :12.09.2022

Hari Singh

...Petitioner

Vs.

State of Haryana and others

...Respondents

CWP-17307-1999

Bahadur Singh (died) represented through LR's

...Petitioners

Vs.

State of Haryana and others

...Respondents

CWP-3150-1999

Shashi Kalwan

...Petitioner

Vs.

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: None for the petitioner(s).

Mr. R.D.Sharma, DAG, Haryana.

Mr. Sandeep Dhull, Advocate,

For respondent No.5 in CWP No.17307-1999.

ARUN MONGA, J. (ORAL)

Vide this common order, I intend to dispose of aforesaid three writ petitions as similar facts and issues are involved therein.

2. Petition herein, *inter alia*, is for issuance of a writ in the nature of certiorari for quashing the impugned order dated 06.10.1998 (Annexure P-6) vide which representation of the petitioner for promotion to the post of Deputy Superintendent w.e.f 01.11.1987 against roster point No.8 as per instructions dated 10.12.1971 was rejected.

3. Petitions were admitted for hearing on 11.03.2003.

4. When taken up for final adjudication, after around 23 years, there is no representation on behalf of the petitioner. Learned counsel for the

petitioner(s), who had filed the writ petition was later elevated to the Bench of this Court and when case was called out on previous hearing i.e. 25.08.2022, there was no representation on behalf of the petitioners. Registry was asked to issue fresh notices to the petitioners.

5. As per office report, notice has not been received back served or otherwise in CWP No.3153 and 3150-1999. While the 'Memo of Parties' reflects that incomplete particulars of the address have been given and it appears that due to lack of proper address, service may not be effected. In the premise, issuing fresh notice again today would be an exercise in futility.

6. While in the 3rd case i.e. CWP No.17307-1999, notice was issued to the LRs of the petitioners. Address has though been given in the 'Memo of Parties' but the office report reveals that they were not found on the said address. Since new address is not available, no useful purpose would be served to issue fresh notice to the petitioners as the same too would be an exercise in futility.

7. In the premise, writ petitions are dismissed with liberty to the petitioners to file an appropriate application in case any cause of action still survives.

8. Photocopy of this order be placed on the connected case files.

(ARUN MONGA)
JUDGE

September 12, 2022

Vandana

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No