

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

CWP- 5997-1996

Date of decision: 22.11.2022

Mahabir Parshad and another	Vs.	...Petitioners
State of Haryana and another		...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 mandamus directing the respondents not to terminate the services of the petitioners as Helper/Group D post and to pay them salary on the principle of equal pay for equal work.

2. Petition was admitted for hearing on 25.04.1996.
3. On an earlier occasion i.e. 23.08.2022, none appeared on behalf of the petitioners and Registry was asked to issue notice to learned counsel for the petitioners. As per Office report, counsel i.e. Mr. K.C.Bhatia and Mr. A.K.Chauhan have been informed. On the last date of hearing i.e., 07.11.2022 none appeared. 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.

5. Even otherwise by sheer effluxion of time and pendency of the writ petition for more than 25 years before this Court, either it has been rendered infructuous or even otherwise the petitioners seem to have lost interest in pursuing the same.

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

November 22, 2022
vandana

(ARUN MONGA)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No