

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

CWP-8061-2019 (O&M)

Date of decision : 14.09.2022

Ravinder Mittal

... Petitioner

Versus

Uttar Haryana Bijli Vitran Nigam Limited and another

.. Respondents

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Ms. Praneet Kaur, Advocate for the petitioner.

Mr. Puneet Jindal, Senior Advocate with
Mr. Hitesh Pandit, Advocate and
Mr. Gautam Goyal, Advocate for the respondents.

Anupinder Singh Grewal, J. (Oral)

CM-14422-CWP-2022

This application is for placing on record Annexures P-14 to P-17.

Heard. For the reasons stated in the application, the same is
allowed and Annexures P-14 to P-17 are taken on record, subject to all just
exceptions.

Main case

The petitioner has challenged the order dated 19.03.2019
(Annexure P-7) whereby he had been reverted to the post of Junior Engineer.
He is also seeking a direction to the respondents to grant exemption from
departmental accounts examination as granted to similarly situated employees
in terms of the notification (Annexure P-2).

Learned counsel for the petitioner submits that the respondents
have been adopting the pick and choose policy while exempting several

similarly situated employees from qualifying the departmental accounts examination but the same has been declined to the petitioner. She also submits that during the pendency of this petition, the petitioner has superannuated from the post of Assistant Engineer. He had been reverted by the respondents while passing the impugned order (Annexure P-7) for want of passing of the departmental accounts examination but the impugned order was stayed by the Coordinate Bench of this Court on 27.03.2019.

Heard.

The petitioner was working as an Assistant Engineer. He had been protected from reversion by the interim order of this Court which continued till the date of his retirement. It would be unjust and inequitable if the petitioner is asked to clear the departmental accounts examination at this stage.

In view of the above, the petition is disposed of with a direction to the respondents to disburse the retiral benefits for the post of Assistant Engineer which the petitioner was holding at the time of his retirement. Needful be done within a period of four months from the date of receipt of certified copy of this order.

Pending application, if any, shall also stand disposed of accordingly.

(ANUPINDER SINGH GREWAL)
JUDGE

September 14, 2022
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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No