

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

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**CMs-19939 & 19940-CWP-2022 in/and
CWP No.9817 of 2020 (O&M)
DATE OF DECISION: 20th DECEMBER, 2022**

Sudershan Sharma

.... Petitioner

Versus

Union of India and others

.... Respondents

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Sushil Jain, Advocate for the applicant-petitioner.

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RAJBIR SEHRAWAT, J. (Oral)

CM-12348-CWP-2020

This is an application for placing on record short reply on behalf of respondent No.1.

For the reasons mentioned in the application, the same is allowed and the short reply filed on behalf of respondent No.1 is taken on record.

CM-17150-CWP-2022

This is an application for placing on record reply to CM-12604-CWP-2022 on behalf of respondent Nos.2 and 3.

For the reasons mentioned in the application, the same is allowed and reply to CM-12604-CWP-2022 filed on behalf of respondent Nos.2 and 3 is taken on record.

CM-11270-CWP-2020 and CM-12604-CWP-2022

These are applications for taking appropriate action against the respondents for non-compliance/willful disobedience of order dated

15.07.2020 passed by this Court and for staying the impugned order dated 06.12.2021 (Annexure P-10) and for release of salary w.e.f. 2021 till date.

Since, the main case itself is being disposed of today, therefore, the present applications have been rendered infructuous and are disposed of as such.

CM-19939-CWP-2022

This is an application for preponement of the date of hearing in the main case.

Notice in the application.

Mr. Sudhir Nar, Advocate, Senior Panel Counsel for UOI, accepts notice on behalf of respondent No.1 and Mr. Sandeep Bansal, Advocate, accepts notice on behalf of respondent Nos.2 and 3. They have no objection, if the present application is allowed.

For the reasons mentioned the application and in view of no objection given by the counsel opposite, the present application is allowed. The main case is preponed and taken up for final disposal today itself.

CM-19940-CWP-2022 in/and CWP-9817-2020

The petitioner, by way of this writ petition, filed under Article 226 of the Constitution of India prays for issuance of an appropriate writ, order or direction in the nature of certiorari for quashing impugned termination email/order dated 07.07.2020 (Annexure P-7) issued/sent by respondent No.3, whereby services of the petitioner has been terminated and for quashing the impugned advertisement dated 07.07.2020 (Annexure P-8) issued by respondent No.2, whereby the

applications were invited for the post of District Level Managers in Haryana for District Mahendergarh and Rewari on contract basis for a period of one year, whereas the petitioner is working w.e.f. February 2018, with certain other prayers made in the present petition.

Counsel for the petitioner has submitted that although the petitioner had challenged his termination order dated 07.07.2020 (Annexure P-7) issued/sent by respondent No.3 by way of the instant writ petition, however, during pendency of the same, the petitioner has tendered his resignation. Hence, the present writ petition has been rendered infructuous. Counsel for the petitioner also submits that since the petitioner has actually performed the duties, therefore, the respondents be directed to issue him the experience certificate for the period, for which the petitioner has performed his duties on the post held by him.

In view of the above, the present writ petition and accompanied application(s) are disposed of as having been rendered infructuous. However, respondents No.2 and 3 are directed to issue the experience certificate to the petitioner for the period, for which he has actually performed his duties in the office under them.

Let the needful be done within a period of two weeks from the date of receipt of a certified copy of this order.

The pending miscellaneous application, if any, is also disposed of as such.

20th DECEMBER, 2022
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(RAJBIR SEHRAWAT)
JUDGE

Whether speaking/reasoned:

Yes

No

Whether Reportable:

Yes

No