

**244(2) IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CM-7836-CWP-2021 and
CM-7838-CWP-2021 in/and
CWP No.15548 of 2020 (O&M)
Date of Decision: 24.05.2022

Gurcharan Singh

.....Petitioner

Versus

Union of India and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Sandeep Chopra, Advocate and
Ms. Puja Chopra, Advocate for the petitioner.

Mr. Karan Kumar Jund, Advocate,
Central Government Counsel,
for the respondents-UI.

RAJBIR SEHRAWAT, J. (ORAL)

CM-7836-CWP-2021

This is an application for placing on record the written statement along with Annexures R-1 to R-3 on behalf of the respondents.

For the reasons mentioned in the application, the same is allowed and the written statement along with Annexures R-1 to R-3 filed by the respondents is taken on record.

CM-7838-CWP-2021

This is an application for vacation of status quo order passed by this Court.

Instead of passing order in the present application, this Court deems it appropriate to hear the main case today itself, as such, the main petition is taken up on board for hearing.

Main Case

This is a petition filed under Articles 226/227 of the Constitution of India seeking issuance of a writ in the nature of Certiorari

for quashing of advertisement dated 16.09.2020 (Annexure P-1), vide which the respondents are intending to fill various posts, including the post of Laboratory Assistant, on which the petitioner is working, with certain other prayers made in the present petition.

A perusal of the present petition shows that the matter involved in this petition stands already decided by the judgment of a Co-ordinate Bench of this Court in ***CWP No.7378 of 2020 titled as Som Dutt Vs. Union of India and others, decided on 24.03.2021.***

Since, the issue involved in the present petition is squarely covered by the above said judgment, therefore, the present petition is dismissed in terms of the above said judgment rendered in CWP No.7378 of 2020.

Although, the counsel for the petitioner has submitted that in LPA against the above said judgment; the Division Bench has granted status quo regarding the service of the petitioner/appellant(s) in that case, therefore, the petitioner(s) be also protected till he approaches the Division Bench in appeal, however, since the operation of the order/judgment passed by the Single Bench, which is subject-matter of the above said LPA; has not been stayed by the Division Bench and this Court is disposing of the writ petition finally, therefore, this Court does not find it appropriate to grant any interim protection till filing of the appeal.

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

24.05.2022
sandeep

(RAJBIR SEHRAWAT)
JUDGE

Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No