

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(205) CM-1546-CWP-2020 in/and
CWP-2150-2017
Date of Decision : December 22, 2022

Renu Mudgal .. Petitioner

Versus

State of Haryana and others .. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Anurag Goyal, Advocate, for the applicant-petitioner.

Mr. Sandeep Singh Maan, Additional Advocate General,
Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

CM-1546-CWP-2020

Present application has been filed for fixing the writ petition on some actual date and to decide the matter in the light of the judgment in LPA No.1220 of 2015 titled as State of Haryana and others. vs. Subhash Chand.

Notice of the application has already been issued.

Learned counsel for the respondents raises no objection for the grant of prayer as raised in the present application.

Keeping in view the facts mentioned in the application, the same is allowed and the main writ petition is taken up for hearing today.

CWP-2150-2017

Learned counsel for the petitioner argues that the question of law raised in the present petition has already been adjudicated by the Coordinate Bench of this Court while passing order in ***CWP No.5781 of 2015 titled as Subhash Chand vs. State of Haryana and others, decided on 04.06.2015*** against which, even LPA No.1220 of 2015 has been dismissed, hence, the petitioner is entitled for the benefit as admissible under the judgment of ***Subhash Chand's case (supra)***.

Learned counsel for the petitioner submits that the respondents are under an obligation to consider the claim of the petitioner for being appointed as PGT Biology with all consequential benefits.

Notice of motion.

Mr. Sandeep Singh Maan, Additional Advocate General, Haryana, accepts notice on behalf of the respondents.

Learned counsel for the respondents submits that the present petition was filed in the year 2017 and is pending for the last five years. In case, the petitioner raises a grievance with regard to appointment in question by placing reliance upon the judgment of this Court in ***Subhash Chand's case (supra)***, which has also been upheld, a due consideration will be given by the department to the claim of the petitioner and appropriate order will be passed within a period of eight weeks of the receipt of any such representation and in case, it is found that the petitioner is meritorious enough to be granted appointed, the same will be granted to her within a further period of four weeks.

Learned counsel for the petitioner submits that keeping in view

the above, the present petition may kindly be disposed of having been not pressed any further with liberty to the petitioner to approach the respondents by placing reliance upon the judgment of the Coordinate Bench of this Court in *Subhash Chand's case (supra)*.

Ordered accordingly.

December 22, 2022
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No