

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

CWP-26067-2022

Date of Decision: 15.11.2022

Ashwani Kumar and others

.....Petitioner(s)

Versus

U.T. Administration and others

....Respondent(s)

**CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA
HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN**

Present: Mr. Kshitij Sharma, Advocate,
for the petitioners.

G.S.SANDHAWALIA, J. (Oral)

Challenge in the present writ petition filed by the original applicants before the Central Administrative Tribunal, Chandigarh Bench (in short 'the Tribunal') is to the interim order dated 10.11.2022 (Annexure P-1) who are aggrieved against the order to the extent that the stay is only if the impugned promotion order dated 21.10.2022 has not been implemented.

Counsel for the petitioners has vehemently argued that in spite of recording a categorical finding as such in favour of the petitioners/applicants, the order is couched in a manner in which no effective relief has been granted. He has pointed out from the documents as such that on similar occasions, the promotion to the reserved categories had been put on hold until the valid survey is carried out, which is also the case of the petitioners.

Keeping in view the above, we are of the considered opinion that since the matter is already pending before the Tribunal and is coming up next week, it is always open to the writ petitioners as such to file an appropriate application before the Tribunal putting forth their grievances rather than approaching this Court against the interim order of the Tribunal. If the

consideration all the issues and the effect of the non-grant of the effective relief by which the petitioners are aggrieved.

Resultantly, the present writ petition is disposed of with the aforesaid liberty, without issuing notice to the respondents since the matter is at the initial stage before the Tribunal and the counsel had accepted notice on the said date itself and the pleadings are yet to be completed.

(G.S. SANDHAWALIA)
JUDGE

15.11.2022
shivani

(HARPREET KAUR JEEWAN)
JUDGE

Whether reasoned/speaking
Whether reportable

Yes/No
Yes/No