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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-5158-1997 (O&M)

Date of Decision: 09.10.2023

MEGH RAJ (Since Deceased)
Represented through His LRs.

.....Petitioner

V/s.

STATE OF PUNJAB AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA.

Present Mr. M.S. Dhami, Advocate
for the petitioner.

Mr. D.K. Singal, Addl. A.G., Punjab.

Mr. Sanjeev Sharma, Advocate,
for respondents No.4 and 6.

SANJEEV PRAKASH SHARMA, J (Oral)

1. The petitioner by way of this Writ Petition has prayed for issuance of a Writ in the nature of *mandamus* directing the respondents to fix the seniority of the petitioner on post of Clerk over and above respondents No.3 to 9.

2. The petitioner during the pendency of this Writ Petition has expired and his legal representatives were brought on record. However, it is not the case of the petitioner that the respondents No.3 to 9 have been promoted leaving out the petitioner. The inter-se seniority although has its role to play in cases of promotion, but unless that event of the promotion of the persons so called junior to the petitioner is brought on record, simply challenging the seniority list can only be examined during the lifetime of the concerned employee. The LR of the deceased employee will have no claim relating to the seniority.

3. In view thereof, the Writ Petition has become otiose after the expiry of the petitioner. Accordingly, this Writ Petition is **dismissed**.
4. All pending applications filed in this Writ Petition shall stand disposed of accordingly.

October 9, 2023
Ess Kay

[SANJEEV PRAKASH SHARMA]
JUDGE

<i>Whether speaking / reasoned</i>	:	<i>Yes/No.</i>
<i>Whether Reportable</i>	:	<i>Yes/No</i>