

336 (3 Cases)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-7201-1996 (O&M)
Date of Decision:25.07.2023

NEETA GUPTA AND ANOTHERPetitioner(s)

V/s.

STATE OF PUNJAB AND OTHERSRespondents

CWP-11540-1997 (O&M)

NARINDER SINGH AND OTHERSPetitioner(s)

V/S

STATE OF PUNJAB AND ANOTHERRespondents

CWP-14983-2001(O&M)

SURINDER KAUR AND OTHERSPetitioner(s)

V/S

STATE OF PUNJAB AND OTHERSRespondents

CORAM: HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA

Present: Mr. Ashok Gupta, Advocate,
for the petitioners in CWP-7201-1996.

Mr. Vikas Arora, AAG, Punjab.

SANJEEV PRAKASH SHARMA, J. (Oral)

1. This order shall dispose of 3 connected Writ Petitions as the issue involved in all the Writ Petitions is common.

2. Admittedly all the petitioners as well as private-respondents in all the petitions have retired. The petitioners are claiming *inter se* seniority

between the direct recruits and those who were appointed on *ad hoc* basis and regularized later on w.e.f. the date they were initially appointed.

3. Learned counsel for the petitioners submits that while the petitioner(s) were also further promoted, the claim of *inter se* seniority as raised in the present petition, may be considered.

4. There is another set of Writ Petition filed i.e. CWP-7201-1996 by the *ad hoc* CDPOs who have been regularized from the initial date of appointment, claiming their seniority over and above the direct recruits in the seniority list dated 01.06.2001.

5. Petitioner in the first Writ Petition CWP-7201-1996 has challenged the earlier tentative seniority list issued on 12.12.1995 and in the opinion of this Court, the said Writ Petition became infructuous after issuance of the final seniority list in the year 2001 in which petition, the petitioners have been placed over and above the respondents.

6. In CWP-14983-2001, the challenge is made to the seniority list of 01.06.2001. However, as the respondents have all retired and petitioners too have been granted promotion subsequently, and no one is appearing on behalf of the petitioners, this Writ Petition has also become redundant and the same is dismissed as having been rendered infructuous.

7. In CWP-11540-1997, the petitioners have also assailed the same tentative seniority list which culminated in the final seniority list as above.

8. The claim raised in the present Writ Petition of placing the direct recruits over and above the regularized CDPOs has been accepted by the respondents while publishing the final seniority list. In view thereof, this Writ Petition has also become infructuous and the same is dismissed accordingly.

9. In view of the aforesaid, all the Writ Petitions are dismissed as having been rendered infructuous/redundant.
10. Pending applications, if any, shall stand disposed of accordingly.

July 25, 2023
Ess Kay

[SANJEEV PRAKASH SHARMA]
JUDGE

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