

CWP No.11789 of 2010

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

213

**CWP No.11789 of 2010
Date of decision:22.02.2023**

Prem Chand and others

... Petitioners

Vs.

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. R.K.Malik, Senior Advocate with
Mr. Digvijay Singh, Advocate
for the petitioners.

Ms. Shruti Jain Goyal, DAG, Haryana.

SUVIR SEHGAL, J. (Oral)

Instant petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of certiorari for quashing the orders dated 07.08.2009 (Annexure P-1) and 27.04.2010 (Annexure P-2) vide which qualification of the petitioners from Janardhan Rai Nagar Rajasthan Vidyapeeth University has not been considered as recognized for the purpose of grant of benefit of increments and promotion as Sub Divisional Engineers.

Learned senior counsel very fairly concedes that in the light of the judgment dated 05.08.2019 passed by Division Bench of this Court in LPA No.260 of 2019 titled as **State of Haryana and another Vs. Prem Chand and others**, writ petition qua petitioners No.1, 3, 5 and 7 is liable to be dismissed.

Petition is dismissed insofar as petitioners No.1, 3, 5 and 7 are concerned.

Upon instructions, State counsel submits that insofar as petitioners No.2, 4, 6 and 8 are concerned, they have failed to clear the examination held pursuant to order passed by the Hon'ble Supreme Court in **Orissa Lift Irrigation Corporation Ltd. Vs. Rabi Sankar Patro and others (2018) 1 Supreme Court Cases 468.**

Learned senior counsel submits that he does not have any instructions in this regard.

In view of the above, writ petition is dismissed qua petitioners No.2, 4, 6 and 8 also with liberty to the said petitioners to seek revival of the writ petition, in case they have cleared the examination.

February 22, 2023
savita

(SUVIR SEHGAL)
JUDGE

<i>Whether Speaking/Reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>