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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-11248-2023 (O&M)

Date of Decision: 12.09.2023

DALJEET KAUR AND OTHERS

.....Petitioners

V/s.

**THE VICE CHANCELLOR, BABA FARID UNIVERSITY OF HEALTH
SCIENCES, FARIDKOT AND OTHERS**

.....Respondents

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

Present Mr. Ritesh Aggarwal, Advocate,
for the petitioners.

Mr. Naresh Kumar, Advocate,
for respondents No.1 and 2.

Mr. Jatinder Pal Singh, Advocate,
for respondents No.53 to 57, 62 to 65, 68, 71 to 75, 77,
80 to 84, 86, 88 to 90, 93, 96, 104 and 107

SANJEEV PRAKASH SHARMA, J (Oral)

1. The petitioners by way of this Writ Petition have prayed for issuance of a Writ in the nature of *Certiorari* for quashing of the seniority list dated 12.01.2021 (Annexure P-8) issued by respondent No.2.

2. Admittedly, the petitioner No.6 joined the services as a Staff Nurse on regular basis on 19.10.2012 while the private respondents joined on regular basis on 24.07.2012 but before the petitioners joined as a regular staff nurse.

3. Learned counsel for the petitioners submits that the petitioners were initially appointed on contract basis along with other private respondents on the same date, their *inter se* seniority cannot be based on the

date of joining on the regular basis but should be in terms of the initial appointment.

4. I have considered the submissions of learned counsel for the petitioner and perused the record available.

5. This Court finds that a date of regularization of the private respondents is prior to the date on which the petitioner was regularized. The order of regularization was issued in favour of the petitioners on 18.10.2022 while the order which were the basis of regularization of the private respondents is much earlier. The said orders were not challenged by the petitioners at the relevant time. In the garb of challenging a seniority list issued in 2021, the petitioners cannot be allowed to challenge the regularization orders issued in 2012 whereby the benefit of regularization was given to the private respondents prior to the petitioners. The seniority list having been drawn on the basis of date of joining on regular basis which is applicable to all, it cannot be said that there is any arbitrariness on the part of the respondents.

6. The Writ Petition is misconceived and the same is accordingly **dismissed**.

7. Pending application(s), if any, stand(s) disposed of.

September 12, 2023

Ess Kay

[SANJEEV PRAKASH SHARMA]

JUDGE

Whether speaking / reasoned : *Yes/No.*

Whether Reportable : *Yes/No*