

**CWP-11713-2019 (O&M)
& connected cases**

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. 2023:PHHC:144537

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

239 (03 cases)

**(1) CWP-11713-2019 (O&M)
Date of Decision :-14.11.2023**

Rakesh Kumar and others

...Petitioners

Versus

State of Haryana and others

...Respondents

(2) CWP-17348-2019 (O&M)

Priti and another

...Petitioners

Versus

State of Haryana and others

...Respondents

(3)CWP-17204-2019 (O&M)

Jayant Verma and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Sanjiv Gupta, Advocate for the petitioners.

Mr. Harish Nain, AAG, Haryana.

**Mr. Baldev Raj Mahajan, Senior Advocate with
Mr. Gaurav Jindal, Advocate
for respondent No.4 in CWP-11713-2019**

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Harsimran Singh Sethi, J. (Oral)

1. By this common order, above mentioned three writ petitions are being disposed of as all the writ petitions involve the same question of law on similar facts.

2. In the present writ petitions, the grievance which is being raised by the petitioners is that after their appointment, the gradation certificate which the petitioners had submitted, has been treated to be an invalid document and a direction has been given to the petitioners to submit a fresh gradation certificate as per the policy of 2018 so as to consider as to whether the petitioners are eligible to be appointed on Group-D post, on which post the petitioners were appointed in pursuance to the advertisement dated 26.08.2018 (Annexure P/1).

3 Learned counsel for the petitioners concedes that by the impugned notice/communication, only fresh gradation certificate has been demanded from the petitioners and no order causing prejudice to the petitioners has been passed hence, the present petitions may kindly be disposed of having been not pressed any further with liberty to the petitioners to comply with the impugned notice/communication so as to bring on record the fresh gradation certificate as being demanded by the respondents.

4. Learned counsel for the petitioners further submits that keeping in view the interim order passed by a Coordinate Bench of this Court, the petitioners are continuing in service and prays that till the fresh gradation certificates are submitted by the petitioners and any order qua the impugned

notice is passed by the respondents, the petitioners be allowed to continue in service.

5. Learned counsel for the respondents submits that in case any gradation certificate is submitted by the petitioners within a period of 08 weeks from today, the same will be taken into consideration for passing an appropriate speaking order in terms of the impugned notices, which have been challenged in the present petitions and in case no gradation certificate is brought on record by the petitioners, an appropriate order will be passed on the basis of the impugned notices already served upon the petitioners. Learned counsel for the respondents further submits that as the petitioners are already continuing in service keeping in view the interim order passed by this Court, they will be allowed to continue in service till any order is passed against them qua impugned notices.

6. Learned counsel for the petitioners submits that keeping in view the statement made by learned counsel for the respondents, present petitions may kindly be disposed of having been not pressed any further with liberty to the petitioners to place on record the gradation certificate as being demanded by the respondents in pursuance to the impugned notices.

7. Ordered accordingly.

8. Civil Miscellaneous application pending, if any is also disposed of.

9. Copy of this order be placed on the file of connected case.

November 14, 2023
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No