

In the High Court of Punjab and Haryana, at Chandigarh**Civil Writ Petition No. 16371 of 2022****Date of Decision: 16.05.2023**

Balwinder Singh Bhinder

... Petitioner(s)

Versus

State of Punjab and Others

... Respondent(s)

CORAM: Hon'ble Mr. Justice Anil Kshetarpal.Present: Mr. Arjun Pratap Atma Ram, Advocate
for the petitioner(s).Mr. Vikas Arora, Assistant Advocate General,
Punjab, for the respondents.**Anil Kshetarpal, J.**

1. On 29.07.2022, the following order was passed:-

“Contends that order impugned dated 08.07.2022 (P-21) is not legally sustainable in view of the fact that respondents themselves have already acted on the basis of draft rules in the year 2001 as one Joginder Singh was promoted to the post of Private Secretary. Further contends that petitioner is the senior most Personal Assistant in the office of the Advocate General, thus, he would be the most suitable person for promotion to the aforesaid post.

Notice of motion.

On asking of the Court, Mr. Charanpreet Singh, AAG, Punjab accepts notice on behalf of the respondents and seeks time to have instructions and/or file written response in the

Civil Writ Petition No. 16371 of 2022

matter.

Learned State Counsel will also place on record the complete instructions providing the mechanism at every stage(s) for framing the rules under proviso to Article 309 of the Constitution.

Posted on 02.09.2022.”

2. The learned State counsel has produced a gazette copy of the notification dated 15.05.2023 notifying the Punjab Advocate General, (Group ‘A’) Service Rules, 2023, along with the communication dated 15.05.2023 sent by the Department of Home Affairs and Justice, Punjab, to the office of the learned Advocate General, Punjab.

3. After examining the same, the learned counsel representing the petitioner submits that the petitioner may be permitted to withdraw the present writ petition as his case would be considered in accordance with the aforesaid Rules.

4. Ordered accordingly.

(Anil Kshetarpal)
Judge

May 16, 2023
“DK”

Whether speaking/reasoned :Yes/No

Whether reportable : Yes/No