

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

125

CWP-11928-2018 (O&M)
Date of decision: 09.08.2023

SANJEEV KUMAR

.....Petitioner

VERSUS

UNION OF INDIA AND ORS

.....Respondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present:- Mr. Navdeep Singh, Advocate with
Ms. Himani Makkad, Advocate
for the petitioner.

Mr. Ajay Kalra, Central Govt. Counsel
for respondent-UOI.

VINOD S. BHARDWAJ, J. (Oral)

CM-12898-CWP-2023

The instant application has been filed under Section 151 of the Code of Civil Procedure, 1908 seeking permission for placing on record Annexure P-23 and also seeking exemption from filing the certified and true typed copies of the said Annexure.

Application is allowed as prayed for and Annexure P-23 is taken on record.

CWP-11928-2018

The present writ petition has been filed for raising a challenge to the order dated 24.09.2015 (Annexure P-7) and rejection of the appeal vide orders dated 02.09.2016 (Annexure P-14), April, 2017 (Annexure P-17) and 12.07.2017 (Annexure P-18) on the ground

of the same being in violation of Principles of natural justice, equity and fairness and having been conducted in violation of the statutory provisions under the Sashastra Seema Bal Act, 2007 and Sashastra Seema Bal Rules, 2009.

Counsel for the petitioner contends that the dispute is already covered by a Division Bench judgment of this Court in LPA No. 349 of 2018 titled as *“Union of India and others versus Som Dutt”* decided on 24.11.2022.

Even though counsel for the respondent raises certain factual disputes, however, he does not controvert the fact that the ratio of the aforesaid LPA Bench would be applicable to the present case as well.

Be that as it may, once the ratio of the above said Division Bench judgment dated 24.11.2022 in LPA No. 349 of 2018 titled as *“Union of India and others versus Som Dutt”* is applicable, the present writ petition deserves to be disposed of in same terms on the principles of parity.

Disposed of in terms of judgment dated 24.11.2022 (supra).

(VINOD S. BHARDWAJ)
JUDGE

AUGUST 09, 2023

Vishal sharma

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