

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

102

CWP-28516-2018

Date of Decision:09.05.2023

EKTA PANJETA

...PETITIONER

VERSUS

STATE OF HARYANA & OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Harsh Chopra, Advocate for the petitioner.

Mr. Pankaj Middha, Additional Advocate General, Haryana.

Mr. S.K. Hooda, Advocate
for the respondents No.10,12, 14,16, 19, 20, 23, 25 & 27.

SUVIR SEHGAL, J.(ORAL)

1. Instant petition has been filed under Article 226/227 of Constitution of India *inter alia* seeking issuance of a writ in the nature of certiorari quashing order dated 08.08.2014, Annexure P-5, whereby private respondents have been promoted as Zilledars.

2. State counsel has invited the attention of the Court to Para 05 of the preliminary submissions of written statement filed on behalf of respondents No.1 and 2, which is reproduced as under:-

“5. That keeping in view the directions passed by Hon'ble High Court vide its orders dated 16.03.2018, in CWP No.6648/2018 and the objections raised by the petitioners against the tentative seniority list dated 04.01.2018 were duly considered and the said tentative list was amended and a fresh tentative seniority list was circulated vide office letter No. 1149-76/A-III/NGE-III/2018 dated 16.07.2018 and objections were invited again. The petitioners submitted their objections initially but subsequently they were

satisfied with the said seniority list and hence vide letter dated 26.10.2018 the petitioners had given an undertaking to withdraw the present writ petition. The petitioners also furnished an affidavit dated 25.10.2018 alongwith their letter dated 26.10.2018 mentioning that they were satisfied with the working of the respondent department. In view of the said undertaking and affidavit, the tentative seniority list was finalized and a final seniority list of Deputy Collectors and Zilledars of Irrigation and Water Resources Department Haryana was circulated vide letter No.2226-2255/A-III/NGE-III/2018 dated 20.11.2018, Copy of the said final seniority list is annexed herewith as Annexure R-3.”

3. Counsel for the petitioner does not have any instructions.
4. In view of the letter as well as affidavit submitted by the petitioner as is reflected from the written statement filed by the respondents, writ petition has become infructuous.
5. Dismissed as having been rendered infructuous.
6. Liberty is, however, granted to the petitioner to seek revival of the petition, in case, the stand taken by the respondents in the written statement is found to be factually incorrect.
7. Pending applications, if any, shall stand disposed of.

09.05.2023
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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No