

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

136

**CWP No.18062 of 2023
Date of Decision : 21.8.2023**

*Bal Krishan**..... Petitioner**versus**Chaudhary Devi Lal University, Sirsa**..... Respondent*

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. S.K. Sirsa, Advocate, for the petitioner

TRIBHUVAN DAHIYA J. (ORAL):

This petition has been filed seeking a writ of *mandamus* directing the respondent/University to stay advertisement ET-73 of 2022 dated 30.12.2022 (Annexure P-2) only for the Post of Assistant Professor.

2. Learned counsel contends that the petitioner has already approached this Court seeking regularisation of service by filing CWP No.5651 of 2021, which is pending adjudication. Therefore, the respondents have no right to advertise the posts in question against which his claim for regularisation is pending.

3. The petitioner raised his claim for regularisation in the petition earlier filed by him. A perusal of the order dated 10.3.2021 passed in that petition, CWP No. 5651 of 2021 (Annexure P-1), shows that the matter has only been adjourned *sine die* awaiting decision of the Supreme Court in the pending SLPs, wherein order of the Division Bench of this Court quashing the policies of regularisation has been challenged. Even notice

of motion has not been issued; meaning thereby, the petition is still to be entertained. Therefore, mere filing of a petition claiming regularisation, does not give any cause to the petitioner to file the instant petition seeking direction to the University to stay the advertisement, that too without impugning the advertisement as such.

4. Dismissed.

(TRIBHUVAN DAHIYA)
JUDGE

21.8.2023

Ashwani

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