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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-25870-2023 (O&M)

Date of Decision: 17.11.2023

SUKHWINDER KAUR

.....Petitioner

V/s.

STATE OF PUNJAB AND ANOTHER

.....Respondents

CORAM: HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA.

Present Mr. Gazi Mohammad Umair, Advocate for the petitioner.

SANJEEV PRAKASH SHARMA, J (Oral)

1. This Writ Petition has been preferred in the year 2023 by the petitioner, who retired back in the year 2015, for claiming promotion to the post of Senior Assistant from Junior Assistant w.e.f. 30.06.2010 without giving any cogent reasons for the long slumber of 13 years.

2. The petitioner was holding the post of Junior Assistant and she claims that the persons junior to her were promoted to the post of Senior Assistant by ignoring her. However, she has not given any reason as to why she did not raise objections at the relevant time and did why she not approach the Court immediately thereafter.

3. Although there may not be any limitation provided for preferring Writ Petitions, ordinarily in service matters, the Writ Petitions can be filed in the Court in terms of the normal limitation provided for filing of a Suit from the date the cause of action has arisen i.e. 3 years. Similar view has been taken by the Hon'ble Supreme Court in Civil Appeal No.1214 of 2007 titled as New Delhi Municipal Council Vs. Pan Singh decided on 08.03.2007 wherein mention was made of Lipton India Ltd. Vs.

Union of India; 1994 (6) SCC 524.

4. Keeping in view the above and the unexplained delay, I do not find any reason to interfere with this Writ Petition. The Writ Petition is **dismissed** *in limine* on the ground of gross laches and delay.

5. All pending applications filed in this Contempt Petition shall stand disposed of.

November 17, 2023
Ess Kay

[SANJEEV PRAKASH SHARMA]
JUDGE

<i>Whether speaking / reasoned</i>	:	<i>Yes/No.</i>
<i>Whether Reportable</i>	:	<i>Yes/No</i>