

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(105)

CM Nos.4674-4675 of 2018 in/and
RA-CW No.95 of 2018 in
CWP No.24432 of 2015
Date of Decision : 25.07.2023

Gurmel Chand

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: *HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI*

Present: Mr. Pankaj Middha, Additional Advocate General, Haryana
for the review applicants-respondents.

Harsimran Singh Sethi J. (Oral)

CM No.4674 of 2018

The present application has been filed for condonation of delay
of 271 days in filing the present review application.

For the reasons mentioned in the application, the same is allowed
and the delay of 271 in filing the present review application is condoned.

Application stands disposed of.

RA-CW No.95 of 2018

Learned counsel for the review applicant submits that in the writ
petition, the order under challenge was by which the 2nd ACP granted to the
petitioner was withdrawn as they have forgone the promotion to the post of

bench vide order dated 27.04.2017 that the petitioner be given promotion to the post of Restorer and, thereafter, withdraw the impugned order by which the 2nd ACP was withdrawn.

Learned counsel for the applicant submits that though, the petitioner could not be promoted as there was no vacancy of the Restorer available but after due consideration, the department has already withdrawn the impugned order of withdrawal of the 2nd ACP hence, once the order impugned in the writ petition withdrawing the ACP does not exist any longer, the writ petition stands infructuous hence, the order passed by the coordinate Bench directing the promotion of the petitioner to the post of Restorer be modified to the extent that the CWP No.23974 of 2015 has been rendered infructuous in view of the subsequent decision of the Government.

Ordered accordingly.

Review application is disposed of as such.

CM No.4675 of 2018

As the review application is disposed of, the present application also stands disposed of.

July 25, 2023
jt

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No