

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

112

CWP-2247-2024

Date of Decision :02.02.2024

Bhupinder Kumar**...Petitioner****Versus****State of Haryana and others****....Respondents****CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Sunil K. Nehra, Advocate for the petitioner.

Mr. Harish Nain, AAG, Haryana
assisted by Nihal Singh, Assistant, o/o Assistant Registrar
Co-operative Societies, Panchkula.

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Harsimran Singh Sethi, J. (Oral)

1. Learned counsel for the petitioner submits that in the present petition, challenge is to the instructions dated 07.10.2023 (Annexure P/2) by which the benefit of reservation to the extent of 20% has been given to the reserved category of scheduled caste.

2. Learned counsel for the petitioner further submits that the said instructions have already been challenged in CWP-24608-2023, in which writ petition, a Coordinate Bench of this Court passed an order dated 28.11.2023 directing that any promotion will be subject to the outcome of the said writ petition and in the LPA-1963-2023 filed against the said order, while issuing notice of motion, Division Bench of this Court has directed that no further promotion shall be made but the said order of the Division Bench of this Court has not been complied with by the respondents, which is causing prejudice to the petitioner.

3. Notice of motion.

4. Mr. Harish Nain, AAG, Haryana accepts notice on behalf of the respondent-State and submits that the grievance raised by the petitioner in the present petition is totally false as no action has been taken by the respondents so as to violate the order passed by the competent Court of law and the present petition is only result of apprehension and that too without any basis. He further submits that the order passed by this Court will be implemented in letters and spirit.

5. Learned counsel for the petitioner submits that keeping in view the statement made by learned State counsel that the interim order already passed by the Division Bench of this Court in LPA-1963-2023, no such proceedings have been initiated for effecting promotion and the order of the Division Bench of this Court will be kept in mind while initiating any proceedings, the present petition may kindly be disposed of having been not pressed any further with liberty to the petitioner to file a fresh one in case any order causing prejudice to the petitioner is passed by the respondents.

6. Ordered accordingly.

February 02, 2024

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(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No