

2024:PHHC:006989
CWP-10395-2000 (O&M)
Date of Decision: 19.01.2024

...Petitioner

Vs.

...Respondents

CORAM: HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA

Present Mr. Arvindpal Singh, Advocate for the petitioner.

Mr. Charanpreet Singh, AAG, Punjab.

SANJEEV PRAKASH SHARMA, J.(Oral)

1. Learned counsel for the petitioner pleads no instructions.
2. This Court has perused the impugned order dated 28.07.2000, passed by the Financial Commissioner and finds that the order of reversion has been passed in view of the decision of the Hon'ble Supreme Court in Civil Appeal No.104-1998, titled as Anand Kumar vs. Prem Singh and others and Civil Appeal No.3020-1999, decided on 30.03.2000, whereby the Hon'ble Supreme Court held the promotion of the petitioner on the basis of wrong seniority cannot be upheld and the High Court was justified in setting aside the promotion of the petitioner (appellant). Civil Appeal No.104-1998 and 3020-1999, were both accordingly decided and dismissed.
3. The order of reversion being a consequential order in compliance of the order of the Hon'ble Supreme Court, the same could not have been challenged in the writ petition and the writ petition itself was not maintainable and was erroneously admitted.

4. The same is accordingly dismissed.
5. All pending misc. application(s) also stand disposed of.

(SANJEEV PRAKASH SHARMA)

JUDGE

19.01.2024

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1. Whether speaking/reasoned? : Yes/No
2. Whether reportable? : Yes/No