



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

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CWP-10404-2000 (O&M)
Date of decision : 18.09.2024

Hans Raj and others

....Petitioners

V/S

Vice-Chairman, Punjab Urban Planning and
Development Authority and others

....Respondents

CORAM : HON'BLE MR. JUSTICE NAMIT KUMAR

Present: None for the petitioners.

Mr. D.V. Sharma, Senior Advocate with
Ms. Shivani Sharma, Advocate
for respondents No.1 and 2.

Mr. Mahavir Singh, Advocate
for respondent No.4.

NAMIT KUMAR, J. (ORAL)

1. The petitioners have filed the instant writ petition under Articles 226/227 of the Constitution of India, seeking a writ of certiorari, quashing Annexure P-5 and a writ of mandamus, directing the respondents to give full quota of reservation in the promotion with the condition to clear the type test after one year.

2. Since there was no representation on behalf of the petitioners as well as respondents on the last date of hearing i.e. 06.08.2024, notices were ordered to be issued to them for today.

3. As per office report, notices issued to the petitioners and respondents have been received back with the following report :-

“Petitioners No.1 & 2	- Retired from service
Petitioners No.3, 4, 5, 7, 8 and 9	- Unserved with the report office of PUDA shifted to Mohali.



- Petitioner No.6 - Unserved with the report Died
- Petitioners No.10 & 11 - Unserved with the report no such person in this office.
- Respondents No.1, 2 & 6 - Unserved with the report office of PUDA shifted to Mohali.
- Respondents No.3 & 4 - Served.
- Respondent No.5 - Retired from service.”

4. There is no representation on behalf of the petitioners.

5. Learned counsel for respondents No.1 and 2 submits that in pursuance to the order dated 21.08.2000, all the petitioners were promoted to the post of Clerk subject to passing of the type test and except for petitioners No.3, 8 & 9, the other petitioners could not pass the type test and accordingly, they were reverted, however, the said reversion was never challenged by them. Petitioners No.3, 8 & 9 were further promoted to the posts of Junior Assistant/Senior Assistant. He further submits that except petitioner No.6-Jarnail Singh, who has unfortunately died on 15.08.2015, the other petitioners have retired from service between 2012 to 2019 and with the efflux of time, the instant petition has been rendered infructuous.

6. In this view of the matter, the instant petition is disposed of as having become infructuous.

18.09.2024
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(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No