

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-3912-2023 (O&M)
Date of decision: 20.02.2024

Davinder Singh and Ors.
.....Petitioners
Versus
State of Punjab and Others
.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Sunny Singla, Advocate for the petitioners.
Mr. Jai Narain, AAG, Punjab.
Mr. Vinod Kumar, Advocate for respondents No.2 to 6.

NAMIT KUMAR J. (Oral)

The present petition has been filed under Article 226 of the Constitution of India, seeking a writ of mandamus, directing the respondents to treat the petitioners appointed as Technical Subordinates in CRA No.276/2012 with effect from 23.01.2014, when their counterparts/batchmates came to be appointed on 23.01.2014 through common process of selection and *inter se* merit determined by the selection committee as granted to the similar situated employees vide order dated 11.01.2021 (Annexure P-8) and 24.02.2021 (Annexure P-9) qua the petitioners in lieu of order passed by this Court in CWP No.22762 of 2016, CWP No.20179 of 2017 and CWP No.5288 of 2018, '*Sahil Bansal and others vs State of Punjab and others*', with a further prayer to grant all consequential benefits of seniority, refixation of pay, increments and arrears along with interest @ 12% per annum. Further a writ of mandamus has been sought for directing the respondents to

decide and consider the claim of the petitioners which is pending consideration in terms of order passed by this Court on 19.11.2020 (Annexure P-7) in CWP No.5288 of 2018, '*Sahil Bansal and others vs State of Punjab and others*', and also allow them to change the option after giving the deemed date of appointment w.e.f. 23.01.2014 as it will cause financial hardship to the petitioners as due to change of circumstances, the date of annual increment will be changed with all other consequential benefits and further directions be issued to the respondents to make applicable the Instructions/Policy dated 08.08.2016 (Annexure P-11) upon the petitioners vide which the relief as prayed by the petitioners in the present petition has already been granted to the Assistant Engineers by the respondent/Corporation itself to those who in similar manner have joined the Corporation later than their batchmates for the reasons attributable to the Corporation and they have been assigned seniority as per the merit determined by the Selection Committee.

Learned counsel for the petitioners wishes to withdraw the present petition.

Dismissed as withdrawn.

(NAMIT KUMAR)
JUDGE

20.02.2024
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Whether speaking/reasoned:

Yes/No