

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

Date of Decision : 17-07-2024

.....Petitioner

PUNJABI UNIVERSITY PATIALA AND OTHERS

.....Respondent(s)

Present: Mr. Paramjit Singh Goraya, Advocate
for the petitioner.

Mr. Gaurav Kalsi, Advocate for
Mr. H.S. Bathh, Advocate
for respondent Nos. 1, 2 and 4.

Mr. Ghulam Nabi Masih, Advocate
for respondent No.3.

HARSIMRAN SINGH SETHI, J. (Oral)

Learned counsel for the petitioner submits that the grant of the designation of the Head of the Department to the respondent No.3 is bad as he was not competent to hold the said designation while working with the respondent-University.

Learned counsel for respondent No.3 submits that he had already retired on 30.06.2024 and he is no longer in service.

Learned counsel for the petitioner does not deny the said fact. Keeping in view the fact that respondent No.3 has already retired from service, the issue whether respondent No.3 was eligible or not has been rendered academic especially, when the post of the Head of the Department

does not envisage any higher responsibility or any financial benefit. Hence, no further adjudication is required in the present petition, keeping in view the fact that respondent No.3 has already retired.

At this stage, learned counsel for the petitioner submits that liberty be granted to avail appropriate remedy before the Civil Court to claim compensation for the wrongful promotion of respondent No.3.

No liberty is required to be given. The petitioner in case is of the view that he has a right under law to seek compensation, he can avail appropriate remedy as envisaged under law if permissible.

Accordingly, the present petition is disposed of.

17-07-2024
Sapna Goyal

(HARSIMRAN SINGH SETHI)
JUDGE

NOTE: Whether speaking: YES/NO
Whether reportable: YES/NO