



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

CWP-13009 of 2002

Date of decision: 02.09.2024

Parveen Kumar

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

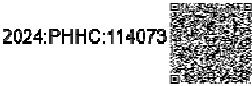
Present: - Mr. Mukand Gupta, Advocate,
for the petitioner.

Ms. Saguna Arora, AAG, Punjab.

NAMIT KUMAR, J. (ORAL)

1. The instant petition has been filed by the petitioner under Articles 226 and 227 of the Constitution of India for claiming the following reliefs: -

- “i) *a writ in the nature of certiorari for quashing the selection of private respondents no.3 to 63 to the post of Executive Officer in the Municipal Council/Nagar Panchayats in the State of Punjab ordered vide selection order dated 7.11.2001 and 26.11.2001 (Annexures P-11/A and P-12/A);*
- ii) *a writ in the nature of certiorari quashing the order dated 12.4.2001 (Annexure P-8) vide which the services of the petitioner who was working as Executive Officer in Nagar Panchayat, Cheema have been ordered to be terminated;*
- iii) *a writ in the nature of mandamus directing the respondents to conduct fresh selection as per the observations made in the judgment dated 14.12.2000 (Annexure P-4) of this Hon'ble Court*



and till such time as that is done, the petitioner who had earlier been selected and is working as Executive Officer in Nagar Panchayat in the State of Punjab be permitted to continue in service.”

2. Learned State counsel has submitted that the relief claimed by the petitioner under clause (i) and (iii) is squarely covered by a Division Bench judgment of this Court dated 22.09.2009 passed in **CWP No.2134 of 2002 – Bhagwant Pal Singh Virk and others v. State of Punjab and others** wherein the same selection was challenged and the said writ petition has been dismissed. She further submits that the private respondents whose selection and appointment was made in the year 2001, have either retired from service or are likely to retire in near future and some of them have also died. The details of the present status of the private respondents is as under: -

Sr. No.	Respondent Number/Name	Date of Retirement	Retired	Died	Working as
1	R-3/ Rajnish Kalra			Died	
2	R-4/ Bhupinder Singh		Dismissed from service		
3	R-5/ Shakti Kumar	31.07.2021	Retd.		
4	R-6/Parvinder Singh	31.10.2025			Joint Deputy Director
5	R-7/Tajinder Singh	30.04.2023	Retd.		
6	R-8/Paramjit Singh	31.03.2020	Retd.		
7	R-9/ Sarabjit Singh	31.03.2017	Retd.		
8	R-10/ Rajpaul Singh Makkar	31.10.2020	Retd.		
9	R-11/ Radesh Kumar Kalra	31.10.2024			Joint Deputy Director
10	R-12/Sandeep Kumar	31.12.2025			Assistant Commissioner (Corp.)
11	R-13/ Manmohan Singh	30.04.2019	Retd.		
12	R-14/ Ranbir Singh	31.12.2021	Retd.		
13	R-15/ Manjinder Singh	31.03.2025			EO-II
14	R-16/ Rakesh Kumar Garg	30.06.2022	Retd.		
15	R-17/Varinder Kuamr Jain	31.10.2027			EO-I
16	R-18/Hardip Singh		Premature ly retired		
17	R-19/ Sataejit	31.03.2017	Retd.		
18	R-20/Sukhjinder Singh	30.06.2025			EO-II
19	R-21/Charanjit Singh	31.10.2029			EO-I

20	R-22/ Girish Kumar	30.09.2026			EO-II
21	R-23/Raj Kumar		Retd.		
22	R-24/Inder Gurpreet Singh	30.06.2019	Retd.		
23	R-25/ Davinder Singh	30.06.2020	Retd.		
24	R-26/Kulbir Singh	31.05.2027			EO-II
25	R-27/Surjit Singh	31.03.2021	Retd.		
26	R-28/Rajesh Khokhar	31.10.2028			Assistant Commissioner (Corp.)
27	R-29/ Jagjit Singh	31.03.2027			EO-I
28	R-30/ Sukhdeep Singh	30.04.2023		Retd./Died	
29	R-31/ Bhupinder Singh	31.03.2028			Joint Deputy Director
30	R-32/ Kulvinder Kumar	28.02.2021	Retd.		
31	R-33/ Balvinder Singh	31.03.2020	Retd.		
32	R-34/ Tejinder Singh	31.01.2019	Retd.		
33	R-35/ Pardeep Kumar	31.07.2022	Retd.		
34	R-36/ Parminder Singh	31.03.2022	Retd.		
35	R-37/ Kehar Singh		Retd.		
36	R-38/ Jagsir Singh	31.03.2025			EO-I
37	R-39/ Jagtar Singh	31.05.2025			EO-I
38	R-40/ Hardev Singh	28.02.2014	Retd.		
39	R-41/ Baljinder Singh	31.07.2023	Retd.		
40	R-42/ Ramesh Kumar	30.04.2017	Retd.		
41	R-43/ Chetan Sharma	31.07.2028			EO-II
42	R-44/ Karaminder Pal Singh	30.09.2024			EO-I
43	R-45/ Adarsh Kumar	30.11.2028		Died	
44	R-46/ Jagjit Singh	31.01.2023	Retd.		
45	R-47/ Surinder Kumar	31.03.2021	Retd.		
46	R-48/ Ravneet Singh	28.02.2029			EO-I
47	R-49/ Sukhdev Singh				EO-II
48	R-50/Bhushan Kumar	28.02.2018	Retd.		
49	R-51/Manvir Singh	31.01.2025			EO-II
50	R-52/G.S.Sandhu	31.07.2027			EO-III
51	R-53/Sukhdev Singh		Retd.		EO-II
52	R-54/Gurdas Singh	30.09.2025			EO-III
53	R-55/Dyal Chand	31.12.2017		Died on 05.11.2023	
54	R-56/Kulwant Singh	30.09.2023	Retd.		
55	R-57/Raj Kumar	28.02.2026			Joint Deputy Director
56	R-58/Jiwan Bansal	30.11.2028			EO-I
57	R-59/Gora Lal	31.10.2025			EO-I
58	R-60/Harinder Singh	31.01.2035			EO-I
59	R-61/Surinder Kumari	31.05.2027			EO-I
60	R-62/Gurinder Singh Sodhi	31.08.2018	Retd.		
61	R-63/Jatinder Singh	31.08.2027			EO-I
62	R-64/--				
	Total		29/1	4	27

Note: Total Number of Respondents in this CWP is 62. But Respondent No. 64 name is not mentioned.”

She further submits that so far as prayer (iii) of the petitioner is concerned, the services of the petitioner have been



No.9196 of 1999 – Court on its own motion v. State of Punjab and others and *CWP No.7642 of 1999 – Navdeep Singh and others v. State of Punjab and others decided on 14.12.2000* as the case of the petitioner was examined by the department and he was not found eligible for appointment to the post of Executive Officer as he was not having the required experience of three years and was ineligible, as is clear from the bare perusal of impugned order dated 12.04.2001 (Annexure P-8).

3. In view of the above, present petition is disposed of accordingly.
4. Pending application(s), if any, also stand disposed of.

02.09.2024
R.S.

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No