

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

732

CWP-8696-2004

Decided on : August 29, 2024

PUNJAB STATE COOP BANK

..... Petitioner

Versus

STATE OF PUNJAB AND ORS.

..... Respondents

CORAM : HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Ashwani Prashar, Advocate
for the petitioner.

Ms. Saguna Arora, AAG, Punjab
for Respondent Nos.1 and 2.

None for Respondent No.3.

NAMIT KUMAR, J. (Oral)

1. The petitioner has approached this Court by way of filing the instant petition under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of *Certiorari* for quashing the order dated 07.04.2004 (Annexure P-8), whereby the Revision Petition filed by Respondent No.3 has been allowed and he has been held entitled to to be promoted as 'Deputy Manager' (Senior Manager) from the assumed date of promotion i.e. 29.05.1993 and as 'Assistant General Manager' from 14.07.1997.

2. Vide order dated 23.08.2004, the Division Bench of this Court ordered to maintain *status quo* and thereafter, the writ petition was admitted on 27.05.2005 and the interim order was ordered to be continued. The net effect of the interim order is that the impugned order dated 07.04.2004 (Annexure P-8) was not given effect to.

3. There was no representation on behalf of Respondent No.3 on the last date of hearing i.e. 31.05.2024, therefore, notice(s) were ordered to be issued to Respondent No.3 for today.
4. As per office report, notice issued to Respondent No.3 has been received back unserved with the report that he has retired from the service.
5. Learned counsel for the petitioner, on instructions from the Bank, submits that during the pendency of the present petition, Respondent No.3 was promoted as 'Assistant General Manager' on 31.03.2006 and he has retired as such on 31.03.2009 and probably for that reason, he is not contesting the present writ petition.
6. In this view of the matter, the interim order dated 23.08.2004 is made absolute, as with the efflux of time and during the pendency of the present petition, the petition stood already promoted to the post of 'Assistant General Manager' on 31.03.2006 and retired as such on 31.03.2009.
7. Disposed of, in the above terms, however, liberty is granted to Respondent No.3 to revive the present petition, in case, any cause still survives.

August 29, 2024
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(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No