

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(103-A)

CM-21822-CWP-2023
CM-21823-CWP-2023
RA-CW-442-2023 in/and
CWP-10482-2020
Date of Decision : January 08, 2024

Amit Kumar

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Aditya Singh, Advocate, for
Mr. S.K. Malik, Advocate, for the petitioner.

Mr. Harish Nain, Assistant Advocate General, Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

CM-21822-CWP-2023

Present application has been filed for condonation of delay of 536 days in filing the review application.

Notice of the application to the counsel opposite.

Mr. Aditya Singh, Advocate, who is present in the Court, accepts notice on behalf of the non-applicant/petitioner. He raises no objection for the grant of prayer as raised in the present application.

Keeping in view the averments made in the application, which are duly supported by an affidavit, the application is allowed subject to payment of Rs.5,000/- as cost to be paid to the petitioner. Delay of 536

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days in filing the review application is condoned.

RA-CW-442-2023

Present application has been filed for review of the order dated 17.05.2022 (Annexure R-1).

Notice of the application to the counsel opposite.

Mr. Aditya Singh, Advocate, who is present in the Court, accepts notice on behalf of the non-applicant/petitioner. He raises no objection for the grant of prayer as raised in the present application.

Keeping in view the averments made in the application, which are duly supported by an affidavit, the application is allowed.

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1. Learned counsel for the petitioner submits that the petitioner was being replaced by another selected candidate but as of now also, the work of the post on which the petitioner was discharging the duties, still exist and the petitioner intends to approach the respondent-Department raising a claim that in case he can be adjusted on the post on which he was working, of which post the work even exist as of now hence, the respondents be directed to consider the said claim with open mind and pass appropriate order on the said claim.

2. Learned counsel for the respondents submits that in case any claim is raised by the petitioner, the same will be considered in accordance with law and appropriate order will be passed within a period of eight weeks of the receipt of any such claim and in case after the passing of the speaking order, any benefit is to be given to the petitioner, the same will be extended to him within a further period of four weeks and in case the claim of the petitioner is not to be accepted, detailed reason for the same will be

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3. Learned counsel for the petitioner submits that keeping in view the above mentioned statement of learned counsel for the respondents, the present writ petition may kindly be disposed of having been not pressed any further, with liberty as prayed for.

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harsha

JUDGE

Whether reportable : Yes/No