



103-3

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

**CWP No.5359 of 2005 (O&M)
Date of Decision: 20.11.2024**

Ulfat Rai Kundra and others

.....Petitioners.

Versus

State of Punjab and others

.....Respondents.

**CORAM: HON'BLE MRS. JUSTICE LISA GILL
HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA**

Present:- Mr. D.S. Patwalia, Senior Advocate with
Ms. Alisha Sharda, Advocate
for petitioners.

Mr. R.S. Pandher, Senior D.A.G, Punjab
for respondent No.1.

Mr. Amit Jain, Senior Advocate with
Mr. Varun Parkash, Advocate
for respondents No.2 to 4.

LISA GILL, J.(Oral)

1. Prayer in this petition is to set aside orders dated 22.03.2005 (Annexures P-5 and P-6) and to direct respondent No.1 to consider and promote petitioners to the posts of Deputy Secretaries/Under Secretaries in terms of the Rules notified on 29.06.2004 (Annexure P-2) w.e.f. the date private respondents were promoted with all consequential benefits including seniority, arrears of salary etc.

2. Admittedly, petitioners as well as respondents No.2 to 4 have



since retired. The matter was adjourned to enable learned counsel for petitioners to seek instructions regarding survival of cause of action as on date.

3. Learned Senior counsel for petitioners submits that he has been unable to contact the petitioners despite best efforts and neither have they contacted him in all these long years.

4. Keeping in view the above, we are constrained to dismiss this writ petition for non-prosecution with liberty to petitioners to file appropriate application within eight weeks in case the cause of action survives.

5. Ordered accordingly.

6. Pending application, if any, also stands disposed of.

(LISA GILL)
JUDGE

November 20, 2024
Yag Dutt

(MEENAKSHI I. MEHTA)
JUDGE

Whether speaking/reasoned: Yes
Whether Reportable: No