



LPA No.1476 of 2024

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103-3

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

LPA No.1476 of 2024(O&M)

Decided on :02.08.2024

Rakesh Kumar

.....Appellant

VERSUS

State of Punjab and Ors.

.....Respondents

CORAM: HON'BLE MRS. JUSTICE LISA GILL
HON'BLE MRS. JUSTICE SUKHVINDER KAUR

Present: Mr. Sunny Singla, Advocate
for the appellant.

Mr. R. S. Pandher, Sr. DAG, Punjab.

LISA GILL, J (ORAL)CM No.4194-LPA of 2024

Prayer in this application is for preponement of hearing of appeal
which is listed for hearing on 05.11.2024.

Notice of the application.

Mr. R.S. Pandher, Sr. DAG, Punjab, accepts notice on behalf of
respondents-State. He does not raise any objection for preponement of hearing of
appeal.

For the reasons mentioned in the application, duly supported by an
affidavit of the applicant, same is allowed as prayed for. Hearing of this appeal is
preponed from 05.11.2024 for today itself.

Application is disposed of accordingly.

**LPA No.1476 of 2024 (O&M)**

1 Learned counsel for appellant submits that LPA No.1224 of 2023 and 29 other connected appeals arising out of the same impugned order dated 24.05.2023 have been allowed by Co-ordinate Bench vide decision dated 26.07.2024, copy of which is attached with CM No.4194 of 2024 as Annexure A-1.

2 Impugned order dated 24.05.2023 has been set aside and the respondents directed to decide the claim of the appellant(s) in terms of observations in the said decision within a period of two weeks. The operative portion of decision dated 26.07.2024 reads as under:-

‘46. The appeals are allowed. The impugned order is quashed and set aside. The respondent concerned is directed to in terms of the above interpretation made by this Court, decide within a period of two weeks from today, thus the representation(s)/claims of the appellants, relating to their amenability qua assigning qua them the relaxation in the upper age, thus in terms of Rule 19 of the 1994 Rules, and, to within a week thereafter, after completion of all codal formalities, but only if the names of the present appellants occur in the merit list/selection zone, to issue them appointment letters.

47. Since the main case(s) itself has been decided, thus, all the pending application(s), if any, also stand(s) disposed of.’

3 It is further submitted that delay in some of the appeals decided vide decision dated 26.07.2024 had also been condoned.

4 Learned counsel for respondents-State fairly states that appeals arising out of common impugned order dated 24.05.2023 have been allowed in favour of the appellant as above and that no distinction can be carved out in the present appeal.



5 Keeping in view the facts and circumstances as above, delay in filing the appeal is condoned and present appeal is allowed in same terms as decision dated 26.07.2024 in LPA No.1224 of 2023.

(LISA GILL)
JUDGE

(SUKHVINDER KAUR)
JUDGE

02.08.2024

<i>Whether speaking/reasoned:</i>	<i>Yes/No</i>
<i>Whether reportable:</i>	<i>Yes/No</i>