

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(108)

CM-1804-CWP-2024 in/and
CWP-18550-2022
Date of Decision : February 06, 2024

Jagriti

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Anurag Jain, Advocate, with
Mr. Rahul Dahiya, Advocate, for the petitioner.

Mr. Harish Nain, Assistant Advocate General, Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

CM-1804-CWP-2024

Present application has been filed for disposing of the main writ petition, which is pending for 07.03.2024.

Learned counsel for the applicant-petitioner prays that the hearing of the writ petition, which is adjourned for 07.03.2024 may kindly be preponed.

Notice of the application to the counsel opposite.

Mr. Harish Nain, learned Assistant Advocate General, Haryana, who is present in the Court, accepts notice on behalf of respondents.

Learned counsel for the respondents submits that he has no objection for preponement of the hearing of the present writ petition to today as well as to the prayer of the applicant-petitioner for disposal of the

Keeping in view the above, the aforesaid application is allowed. The hearing of main petition i.e. CWP-18550-2022 is preponed for today and the main case is taken up for hearing.

CWP-18550-2022

1. Learned counsel for the petitioner submits that question of law raised in the present writ petition has already been answered by this Court while passing order in *CWP No.19244 of 2019 titled as Arvind and others vs. State of Haryana and another, decided on 05.09.2023*.
2. Learned counsel for the petitioner further submits that though the question of law as raised in the present writ petition has been answered while passing the order in *Arvind's case (supra)* but in an identical matter, LPA has already been filed where there is an interim order.
3. Learned State counsel concedes the factum that no LPA is filed in *Arvind's case (supra)*.
4. Keeping in view the facts and circumstances mentioned hereinbefore, as the petitioner is claiming that the question of law raised in the present writ petition is covered by *Arvind's case (supra)*, any interim order passed by the LPA Bench in another case, will not come in the way to seek the same benefit.
5. The present writ petition is disposed of in terms of the judgment passed in *Arvind's case (supra)*.

February 06, 2024
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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