

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

237

CWP-22380-2020
Decided on : September 03, 2024

RAJESH KUMAR

..... Petitioner

Versus

STATE OF PUNJAB AND OTHERS

..... Respondents

CORAM : HON'BLE MR. JUSTICE NAMIT KUMAR

Present: None for the petitioner.

Mr. Teevar Sharma, AAG, Punjab.

Mr. Ankit Chowdhri, Advocate for
Mr. P.I.P. Singh, Advocate
for Respondent No.4.

NAMIT KUMAR, J. (Oral)

1. The instant petition has been filed by the petitioner under Articles 226/227 of the Constitution of India claiming the following reliefs :-

“ a) issue an appropriate writ, order or direction especially a writ in the nature of Certiorari for quashing / setting aside the public notice / advertisement no.3352, dated 15.10.2020 (Annexure P-1) issued by the respondent No. 4, whereby, applications were invited from the retired Executive Engineers (Civil and Electrical) and Sub Divisional Engineers (Electrical) of Government of Punjab for their appointment as Executive Engineers (Civil and Electrical) and Sub Divisional Engineers (Electrical) in the Punjab Health Systems Corporation, on contract basis, being illegal, unlawful, issued without following the set procedure of law, against the service rules and without obtaining the necessary approval from the government;

b) *issue a writ in the nature of Mandamus directing the respondents to not to appoint any retired government officials on the key posts in the different Departments/Boards/Corporations of the Government of Punjab by way of their contractual/adhoc appointment without following the set procedure of law and without taking necessary permission/sanction from the Government of Punjab with further directions to the respondents No. 1 and 2 to frame specific terms and conditions regarding re-employment of any retired government official in case of utmost emergency only. ”*

2. Separate replies have been filed on behalf of Respondent Nos.1 to3 and Respondent No.4. In para no.5 of the reply filed on behalf of Respondent No.4, it has been stated as under:-

xxx xxx xxx xxx

“ 5. In view of objections raised by the petitioner and the facts brought into notice by him, the matter was resubmitted to the authorities for considering the issue in light of the objections of the petitioner. The competent authorities have approved to drop the proceedings with regard to the appointments on the basis of advertisement dated 15.10.2020. No appointments are being made on the basis of above stated advertisement. ”

xxx xxx xxx xxx

3. Since, the impugned advertisement dated 15.10.2020(Annexure P-1) has itself been dropped by the competent authorities, therefore, the instant petition has become infructuous.

4. Disposed of as having been rendered infructuous.

September 03, 2024
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(NAMIT KUMAR)
JUDGE

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