

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

125

CWP-3943-2024 (O&M)
Date of decision: 21.02.2024

Amarjit Singh

....Petitioner

Versus

State of Punjab and Another

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Vipin Mahajan, Advocate for the petitioner

AMAN CHAUDHARY. J.

1. The present Civil Writ Petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari for quashing the impugned seniority list of lecturer Computer Engineering circulated vide letter dated 14.08.2023, vide which earlier seniority list issued on 08.05.2015 has been revised.

2. Learned counsel *inter alia* contends that the petitioner had joined on contract basis on 15.07.2008 and was placed at Seniority No.7 in the final seniority list issued in 2015, Annexure P-4. However, a tentative list was circulated on 15.05.2023, making him come down in seniority to No.28, below the persons, who were appointed along with him on contract basis and even regularised together on 17.12.2011, without any justification, to which objections were also submitted, Annexure P-8. Be that as it may, without deciding the same or communicating the reasons thereon, the final seniority list has now been issued on 14.08.2023, Annexure P-9, the appeal against the same has also been preferred before the Secretary on 19.08.2023, Annexure P-10, which has yet not evoked any

response. He thus, at this stage, on instructions, submits that the petitioner is sanguine of it being considered in a positive manner and taking decisions on the same, keeping in view the aforesaid facts, in case, a direction is given to the respondents to decide the same in a time bound manner by granting him an opportunity of hearing.

3. Notice of motion.
4. At the asking of the Court, Mr. Swapan Shorey, DAG Punjab accepts notice on behalf of the respondent-State and has no objection to the limited prayer made.
5. In view of the aforesaid and without commenting upon the merits of the case, this petition is hereby disposed of with a direction to respondents to consider the appeal dated 19.08.2023, Annexure P-10 and decide the same within a period of six months and if found entitled, necessary benefit be granted to him forthwith. However, in the eventuality of the relief being denied, a speaking order be passed, after associating the petitioner therewith.

(AMAN CHAUDHARY)
JUDGE

21.02.2024
M.Kamra

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No