



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CWP-28606-2023 (O&M)
Date of decision: 29.11.2024

Anil Kumar ...Petitioner

VERSUS

Union of India and others ...Respondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present :- Mr. Pawan Kumar Mutneja, Sr. Advocate with
Mr. Guraman Singh, Advocate and
Mr. Vishesh Bhatia, Advocate for the petitioner.

Ms. Promila Nain, Sr. Panel Counsel,
for the respondent-UOI and
Mr. Amit Thakur, Advocate.

Mr. Naresh Jain, Advocate for respondent No.5.

VINOD S. BHARDWAJ, J. (Oral)

1. A writ in the nature of quo-warranto has been filed raising a challenge to the appointment of respondent No.5 as Deputy Registrar (Finance and Accounts) at the National Institute of Pharmaceutical Education and Research (NIPER), SAS Nagar (Mohali).
2. Learned counsel appearing on behalf of respondent No.5 has made a reference to the judgment dated **03.05.2023** passed by a Division Bench in **LPA No. 2094 of 2012** titled as **‘Wing Commander P.J.P. Waraich (Retd.) Vs. Dr. Parikshit Bansal and others’** as per which the NIPER has been held to be not amenable to a writ jurisdiction and as such the post of Registrar would not be a public office. The writ of quo-warranto against appointment to various posts at NIPER was held to be not



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maintainable. The aforesaid judgment has also been followed by this Court in CWP-7113-2022 titled as ‘Jitender Singh Vs. Union of India and others’.

3. The present petition is accordingly disposed of in terms of the judgment dated 03.05.2023 passed by a Division Bench in the matter of Wing Commander P.J.P. Waraich (supra).

(VINOD S. BHARDWAJ)
JUDGE

29.11.2024
Mangal Singh

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