



**RA-LP-4-2024 in/and
LPA-1476-2023(O&M)**

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**IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH**

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**RA-LP-4-2024 in/and
LPA-1476-2023(O&M)
Date of Decision: 26.08.2025**

Reena Panta

..... Appellant

VERSUS

Union of India & ors.

.... Respondents

**CORAM: HON'BLE MR. JUSTICE ASHWANI KUMAR MISHRA
HON'BLE MR. JUSTICE ROHIT KAPOOR**

Present: Mr. ADS Jattana, Advocate
for review applicant/respondents No.2 and 3.

Mr. Onkar Singh, Advocate and
Mr. Gurmail, Advocate
for the appellant.

Ms. Anita Balyan, Advocate
for respondent No.1-UI.

ASHWANI KUMAR MISHRA, J. (ORAL)

1. This statutory appeal arises out of the judgment passed by learned Single Judge dated 11.09.2023 whereby the writ petition filed by the appellant Reena Panta challenging her termination vide order dated 27.02.2019 has been dismissed on the ground that the writ petition itself was not maintainable.

2. The employer is a society registered under the provisions of Society Registration Act, 1860 by the name of Army Welfare Education Society. Learned Single Judge after referring to series of judgments came to the conclusion that the society does not answer the description of State within the meaning of Article 12 of the Constitution of India and consequently, the writ petition itself is not maintainable.



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3. Aggrieved by the dismissal of the writ petition, the appellant has approached this Court by filing the present Letters Patent Appeal. The appeal was disposed of on 12.01.2024 by remanding the matter to the learned Single Judge to decide the same afresh on merits in accordance with law without going into the issue of maintainability.

4. Subsequently, the review was entertained and the issue with regard to maintainability of the writ was referred to a Larger Bench.

5. On 11.07.2025, the Larger Bench while relying upon the judgment dated 21.05.2025 passed in ***Civil Appeal No. 10889 of 2013 titled as "Dileep Kumar Pandey Versus Union of India and ors."***, has passed the following orders: -

“2. Considering the aforesaid view having been taken by the Apex Court, we need not further dwell with the question referred to us, as this Court is bound by the view already taken by the Apex Court.

3. In view thereto, the reference is answered accordingly, and the cases are remanded back to the concerned Bench for final adjudication.

4. Photocopy of this order be placed on the connected cases.”

6. That keeping in view the pronouncement on the aspect of maintainability of the writ petition by the Larger Bench dated 11.7.2025, this Court comes to the conclusion that the review application is allowed and the order dated 12.01.2024 passed in this appeal is set aside and the same is consequently dismissed and the writ petition is held to be not maintainable.



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It goes without saying that the appellant shall be at liberty to avail such other remedies as is admissible in law.

7. Pending applications, if any, shall also stand disposed of.

**(ASHWANI KUMAR MISHRA)
JUDGE**

**26.08.2025
monika**

**(ROHIT KAPOOR)
JUDGE**

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