



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

CWP-4717-2022 (O&M)

Date of decision: 19.11.2025

Sukhdarshan Singh and others

....Petitioners

Versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Gauravjit S. Patwalia, Advocate, and
Mr. Lagan K. Sidhu, Advocate,
for the petitioners.

Mr. T.P.S. Walia, AAG, Punjab.

KULDEEP TIWARI, J. (Oral)

1) Aggrieved by an order dated 16.12.2021/21.12.2021 (Annexure P-7), whereby, the petitioners were reverted from the post of Junior Engineer to their earlier post, on the ground that the diploma course in Engineering through ODL Mode is not recognized, despite having served on the said post for about a decade, they have approached this Court by way of instant writ petition filed under Articles 226 and 227 of the Constitution of India.

2) At the outset, learned counsel for the petitioners submits that the other serving employees, who were also reverted vide the impugned order, assailed the same in a bunch of writ petitions **(CWP-26924-2021 (Vikas Chander and others Vs. State of Punjab and another))**, which has been disposed of, vide order dated 29.09.2025. Therefore, he submits that the instant matter may also be disposed of, in the same terms. A copy of



the order (supra) has been supplied, during the course of hearing, which is taken on record as Mark X.

3) The relevant observations of the order (supra) are extracted hereinbelow:-

“38. When a public employer acts on a whim and causes implicit mental agony, harassment and loss of reputation to its employee, it betrays the constitutional promise of fairness, which is impermissible with capriciousness and fair-play being anti-thetical to each other. The respondents cannot simply wash their hands of the matter, as they are equally at fault for creating this skewed situation, which has led to grave uncertainty. The blame cannot be shifted solely on the petitioners in this regard. Therefore, in order to do complete justice, the respondents are directed to create supernumerary posts for three categories of petitioners, who were promoted on the strength of their diplomas: (i) those who have served on the promotional posts for a considerable number of years and have now been reverted; (ii) those who continue to serve on such posts under the protection of interim orders of this Court; and (iii) those who, having already retired from the promotional posts, are now sought to be reverted post-retirement. The aforesaid employees shall be placed in a separate dying cadre, below the employees possessing valid qualifications. It is, however, clarified that this direction shall not extend to employees seeking fresh promotion or any other additional service benefits on the basis of such diplomas.

4) Faced with the above, learned State counsel fairly concedes that the matter at hand is squarely covered by the decision in the **Vikas**



Chander and others (supra), and therefore, the same may be disposed of, in the same terms.

5) In view of the abovesaid conceded position, the instant writ petition is **disposed of**, in terms of **Vikas Chander and others (supra)**.

(KULDEEP TIWARI)
JUDGE

19.11.2025
Ak Sharma

Whether speaking/reasoned	Yes
Whether reportable	Yes/No