



**CM-10246-CWP-2025
CM-10247-CWP-2025 in/and
CWP-12137-2023 (O&M)**

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**103+203 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

**CM-10246-CWP-2025
CM-10247-CWP-2025 in/and
CWP-12137-2023 (O&M)
Date of Decision: 02.08.2025**

SATISH KUMAR GARG

... PETITIONER

VS.

STATE OF HARYANA AND OTHERS

.. RESPONDENTS

CORAM: HON'BLE MR. JUSTICE ROHIT KAPOOR

Present: Mr. Rajiv Atma Ram, Senior Advocate with
Ms. Shreya Kaushik, Advocate,
for the petitioner.

Mr. Piyush Khanna, Additional Advocate General, Haryana.

Mr. Baldev Raj Mahajan, Senior Advocate with
Mr. Arvind Seth, Advocate, for respondent No.3.

Mr. Inderpal Singh, Advocate, for
Mr. Nitin Kaushal, Advocate, for respondent No.4.

ROHIT KAPOOR, J. (ORAL)

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1. Present application has been filed for placing on record additional affidavit of the petitioner alongwith copy of judgment dated 12.05.2025 passed in LPA-128-2023, copy of order dated 23.05.2025 passed in CWP-1211-2024 and copy of instructions dated 13.06.2025, as Annexures P-18 to P-20, respectively.

2. Learned counsel appearing on behalf of the respondents/non-applicants do not oppose the prayer made in the application.



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3. In view thereof, the instant application is allowed and the aforementioned documents are taken on record, subject to all just and legal exceptions. The Office is directed to tag the same at appropriate place.

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4. Prayer in the instant petition is for setting aside the order dated 24.05.2023 (Annexure P-9), whereby, the orders of promotion passed in favour of the petitioner as Superintending Engineer were withdrawn and he was reverted to the post of Executive Engineer, in view of the judgment dated 21.12.2022 passed by Single Bench of this Court in CWP-15209-2021, CWP-1722-2017 and other connected matters.

5. Learned Senior counsel appearing on behalf of the petitioner submits that the judgment of the learned Single Judge has been set aside by a Division Bench of this Court, vide judgment dated 12.05.2025 passed in LPA-128-2023, titled as '**Virender Kumar and others Vs. State of Haryana and others**'.

6. He has further drawn the attention of the Court to the decision taken by a Coordinate Bench of this Court in CWP-1211-2024, titled as '**Hitesh Dahiya Vs. State of Haryana and others**', wherein the orders of reversion of similarly situated employees were set aside in view of the judgment passed by a Division Bench in **Virender Kumar's case (supra)** and the respondents were directed to consider the case of the petitioner(s) therein, in accordance with law, for seniority/promotion. It is further contended that the instructions dated 17.08.2023 (Annexure R-3), which was the very genesis of passing the impugned order in the present writ



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petition, has been withdrawn vide instructions dated 13.06.2025 (Annexure P-20). It is, thus, prayed that the petitioner's claim stands covered by the aforementioned judgments of this Court in LPA-128-2023 and CWP-1211-2024.

7. Learned Senior Counsel appearing on behalf of respondent No.3 as well as learned State counsel and counsel appearing for respondent No.4 do not controvert the aforesaid position and submit that the authorities are going to reconsider the entire issue in the light of the aforesaid judgments.

8. In view thereof, the present petition is allowed and the impugned order dated 24.05.2023 (Annexure P-9) is set aside. The respondents-authorities would be at liberty to consider the case of the petitioner in accordance with law for seniority/promotion and other consequential relief, if any.

9. Pending application(s), if any, also stand(s) disposed of.

02.08.2025
smriti

(ROHIT KAPOOR)
JUDGE

Whether speaking/reasoned	: Yes/No
Whether Reportable	: Yes/No