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

CWP-13579-2018(O&M)

Date of Decision: 28th April, 2025

SUKHBIR SINGH

.....Petitioner (s)

V/s.

UNION OF INDIA AND OTHERS

.....Respondent(s)

CORAM: **HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA**
 HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

Present: Mr. Vineet Jakhar, Advocate for the petitioner.

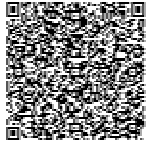
Mr. Amit Arora, Senior Panel Counsel
for respondents No.1 to 3.

SANJEEV PRAKASH SHARMA, J. (Oral)

1. The present Writ Petition has been filed on 23.05.2018, challenging the order dated 26.03.2015 passed by the Central Administrative Tribunal, Chandigarh Bench, Chandigarh (hereinafter referred to as the "CAT") whereby the OA preferred by the petitioner was rejected holding that the petitioner had indulged in malpractices and order dated 15.07.2013 challenged by the petitioner therein was upheld. The CAT also followed its order dated 17.10.2014 passed in the case of another candidate Ravinder Dahiya whose OA had been dismissed by the CAT.

2. Learned counsel for the petitioner submits that the Writ Petition deserves to be allowed as in cases relating to candidates Lokesh Kumar and Satyajeet Singh, the High Court has set aside the order of the CAT and allowed their Writ Petitions quashing the show cause notices.

3. Learned counsel for the petitioner further submits that no further appeal has been preferred by the respondents against the said judgement and it has attained finality. He also submits that as the cases of the petitioner herein as well as that of Lokesh Kumar and Satyajeet Singh



were identical and the order dated 15.07.2013 was passed as against all of them and therefore, petitioner cannot be treated dissimilarly. He submits that the order dated 26.03.2015 passed by the CAT be set aside as the order dated 15.07.2013 has been set aside in the cases of Lokesh Kumar and Satyajeet Singh.

4. We have carefully considered the submissions.

5. The contention raised by the learned counsel for the petitioner is wholly misconceived. We find that the petitioner had challenged the order dated 15.07.2013 in separate proceedings before the CAT by filing an OA in the year 2014, which was decided on 26.03.2015 and the CAT rejected his OA on the similar footings as that of one Ravinder Dahiya who had earlier approached the CAT challenging the same order dated 15.07.2013. After 26.03.2015, the petitioner herein accepted his fate and it is only when the judgments were rendered in favour of Lokesh Kumar and Satyajeet Singh in CWP-26964-2014 and CWP-1553-2016, which was decided on 04.04.2018, that he has filed this Writ Petition claiming the similar benefits.

6. We find that the Writ Petitions preferred by the concerned candidates i.e. Lokesh Kumar and Satyajeet Singh were filed in the year 2014 & 2016 respectively itself and they pursued their remedy with full vigor and effort till a decision was given in their favour on 04.04.2018. While the petitioner had abandoned his claim after the judgment passed by the CAT on 26.03.2015. He, therefore, cannot be said to be similarly placed person who has himself chosen not to pursue his remedy for three long



years and cannot be allowed the benefits which have been granted to others who diligently pursued their claims before the Court.

7. Further, we find that order dated 15.07.2013 is an individual order passed in the case of the petitioner alone wherein his case was compared to that of Ravinder Dahiya whose OA has also been rejected by the CAT. The High Court has not passed any order in favour of Ravinder Dahiya further. Thus, at best, if a similarity could be drawn, that would be only between Sukhbir Singh (petitioner herein) and Ravinder Dahiya.

8. The claim of the petitioner is, thus, found to be without basis on facts too. Therefore, apart from gross delay, even on facts no similarity can be said to be made out between the cases of the petitioner and that of Lokesh Kumar and Satyajeet Singh.

9. The Writ Petition preferred by the petitioner, therefore, is devoid of merits and, the same is **dismissed** accordingly.

10. All pending applications in this case are disposed of accordingly.

[SANJEEV PRAKASH SHARMA]
JUDGE

[MEENAKSHI I. MEHTA]
JUDGE

April 28, 2025
Ess Kay

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