

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

Date of Decision:-6th April, 2018

CWP No.3230 of 2018(O&M)

Pardeep Kumar & Ors.

.....Petitioners.

Versus

State of Punjab & Anr.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Ms. Supriya Garg, Advocate for the Petitioners.

Mr. Raman Preet Singh, Advocate for
applicants/Impleaded respondent nos.3 to 7.

JASWANT SINGH, J.

CM No.2440 of 2018

Vide the present application, the applicants, whose names have been recommended by the Departmental Promotion Committee, are seeking their impleadment as respondents in the present writ petition.

In view of the averments made in this application and also keeping in view the fact that their non-impleadment may affect their rights, the present application is allowed and the said respondents are ordered to be impleaded as respondents no 3 to 7. Amended memo of parties is taken on record.

CWP No.3230 of 2018(O&M)

Prayer in the present writ petition is for quashing the

proceedings of Departmental Promotion Committee held n 30.01.2018 and the recommendations made therein in accordance with Memo Annexure P-10 for consideration of promotion to the post of Sub Divisional Engineers on the ground that only those employees are being considered for promotion to the aforesaid post who have passed the Associate Membership from IME (Mumbai) in complete derogation of judgment passed by this Court in **CWP No.1640 of 2008** titled as **Kartar Singh Vs. U.O.I. & Ors.**, which has been subsequently upheld by Hon'ble Supreme Court in **SLP No.37028 of 2012** titled as **Vijay Kumar & Ors. Vs. Kartar Singh & Ors.**

The connected writ petition bearing **CWP No.2673 of 2018** was listed today along with the present writ petition. Similar prayer was made for setting aside the DPC recommendations, however it has been dismissed not only on merits but on account of maintainability of the writ petition as well, because till the time actual promotion orders are passed, the recommendations of DPC cannot be challenged by way of writ petition. That being so, this Court has no hesitation in holding that in view of the order passed in CWP No.2673 of 2018, the present petition is also without any merit and therefore same is also dismissed.

(JASWANT SINGH)
JUDGE

April 6th, 2018
Vinay

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>