

CWP-3548-2024 (O&M)

VINOD KUMAR

V/S

FOOD CORPORATION OF INDIA AND OTHERS

CWP-36937-2019 (O&M)

SURESH KUMAR

V/S

FOOD CORPORATION OF INDIA AND OTHERS

RA-CW-3410-2018 in CWP-85-2011

AMRIK SINGH

V/S

GENERAL MANAGER (REGION) FOOD CORPORATION
OF INDIA, PUNJAB AND ORS

CWP-6037-2018 (O&M)

AMANDEEP GAUR

V/S

FOOD CORPORATION OF INDIA AND OTHERS

CWP-18807-2018 (O&M)

SUNNY SHIVHARE

V/S

FOOD CORPORATION OF INDIA AND OTHERS

CWP-27327-2018 (O&M)

AMIT TUTEJA

V/S

FOOD CORPORATION OF INDIA AND OTHERS

CWP-3394-2019 (O&M)

KIRAN SHARMA

V/S

FOOD CORPORATION OF INDIA AND ORS

CWP-7755-2017 (O&M)

SANJAY KUMAR

V/S

THE FOOD CORPORATION OF INDIA AND ORS

CWP-36937-2019 (O&M)

SURESH KIMAR
V/S
FOOD CORPORATION OF INDIA AND ORS

**CM-5097-CWP-2024 ; CM-5098-CWP-2024;
RA-CW-40-2019 in CWP-11725-2015**

NARINDER KUMAR
V/S
FOOD CORPORATION OF INDIA AND ORS

RA-CW-36-2019 in CWP-11776-2012

VARINDER KUMAR
V/S
FOOD CORPORATION OF INDIA AND ORS

RA-CW-35-2019 in CWP-14922-2016

TISAR CHAND
V/S
FOOD CORPORATION OF INDIA AND ORS

RA-CW-39-2019 in CWP-26242-2016

CHARAN DASS
V/S
EXECUTIVE DIRECTOR NORTH FOOD CORPORATION
OF INDIA AND ORS

**CM-10683-CWP-2023; CM-10682-CWP-2023;
RA-CW-34-2019 in CWP-23163-2016**

DHEERAJ
V/S
FOOD CORPORATION OF INDIA AND ORS

CWP-23697-2018 (O&M)

HONEY
V/S
GENERAL MANAGER FOOD CORPORATION OF INDIA
AND ORS

CWP-35040-2019 (O&M)

KRISHAN AVASTHI
V/S
FOOD CORPORATION OF INDIA AND OTHERS

CWP-14266-2020

MANJINDER HANS
V/S
FOOD CORPORATION OF INDIA AND OTHERS

Present: Mr. Anil Rana, Advocate for Mr. Puneet Gupta,
Advocates for petitioners-non-applicant in RW-CW-34-2019,
CWP-36937-2019, CWP-3394-2019, CWP-6037-2018,
CWP-18807-2018 and CWP-27327-2018.

Mr. Sanjeev Manrai, Sr. Advocate with Mr. Rohit
Bhardwaj, Advocate for non-applicant-petitioner
in RA-CW-3410-2018.

Mr. Harvinder Sharma, Advocate for the petitioner
in CWP-11725-2015.

Mr. Rajwant Singh Chahal, Advocate for the petitioner
In CWP-14266-2020.

Mr. Sumit Jain, Advocate
for respondent-FCI in CWP-23697-2018.

Mr. Ish Puneet Singh, Advocate for the respondent
in CWP-36937-2019.

Mr. Chetan Mittal, Sr. Advocate with Mr. Anurag Jain,
Advocate, Mr. Udit Garg, and Ms. Chahat, Advocates
for the applicant-respondent-FCI in RA-CW-3410-2018; RA-
CW-40-2019 ; RA-CW-36-2019 ; RA-CW-35-2019; RA-CW-
39-2019 and RA-CW-34-2019.

Mr. Deepak Gupta, Advocate and Ms. Tania, Advocate
for the respondent-FCI in CWP-3548-2024.

Mr. Anurag Jain, Advocate for the respondent-FCI
in CWP-6037-2018, CWP-18807-2018, CWP-27327-2018
CWP-3394-2019, CWP-7755-2017 and CWP-35040-2019.

Mr. Raj Kumar Ana, Advocate for non-applicant/petitioner
in RA-CW-36 of 2019.

Mr. P.S. Jammu, Advocate
for the petitioner-non-applicant in RA-CW-39/2019 in
CWP-26242-2016.

CM-5097-CWP-2024 in CWP-11725-2015

For the reasons mentioned in the application, the same is
allowed and the applicant-Rajinder Kumar is impleaded as LR of deceased
Narinder Kumar.

Amended Memo of parties is taken on record.

Registry is directed to tag the same at appropriate place.

CM-5098-CWP-2024 in in CWP-11725-2015

For the reasons mentioned in the application, the same is
allowed and the orders dated 12.04.2023 and 20.05.2023 for consideration of
the case of the applicant for appointment as AG-III (D) on compassionate
grounds is taken on record.

Registry is directed to tag the same at appropriate place.

RA-CW-3410-2018 in CWP-85-2011
RA-CW-40-2019 in CWP-11725-2015
RA-CW-36-2019 in CWP-11776-2012
RA-CW-35-2019 in CWP-14922-2016
RA-CW-39-2019 in CWP-26242-2016
RA-CW-34-2019 in CWP-23163-2016

The above review applications had been filed in the year 2018-
19 and the same have remained pending for the last 06-07 years. It has been
specifically averred in the review application that the Letters Patent Appeal
Bench passed various interim orders in relation to availability of vacancies

as well as the report of the Committee in this regard which showed the vacancy position and the available quota, which such issue was not before the Single Judge. It has been also averred that a number of presumptions and inferences are not supported by Government instructions and orders as well as facts on record. No reply disputing the averments has been filed, hence all the averments contained in the review applications remain unrebutted. Additionally, the LPAs dismissed as not pressed by the Division Bench vide order dated 18.09.2018 while granting liberty to the appellant(s) to file review application(s) before the Single Bench since neither the additional facts brought before Division Bench were disputed nor is there any contrary scenario. Since legal as well as factual aspects having a mutual bearing on the final outcome, yet, petitioners have chosen not to file review for a period of 9-14 years shows that the legal and factual issues are not disputed by them.

Hence the above review applications are allowed and judgement dated 02.08.2016 is hereby recalled, the main case(s) as above are restored to its original number and the same are taken up on Board today itself.

MAIN CASES

This Court requested any from amongst all the Counsel to begin arguments, however, despite a large number of Counsel representing the parties present, no one is ready to address arguments. It seems that they are not interested in arguing the matter. Similar observation was recorded by this Court on 10.02.2025 as well as on 02.04.2024 but nothing seems to have changed.

Admitted.

A photocopy of this order be placed on the files of connected cases.

14.07.2025
Vishal Sharma

(VINOD S. BHARDWAJ)
JUDGE