



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

CWP-13209-2024

Date of Decision: **18.02.2026**

SANJEEV KUMAR

.....Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Ranjit Singh Kalra, Advocate with
Ms. Mona Yadav, Advocate,
for the petitioner.

Ms. Pratibha Bali, AAG, Punjab.

KULDEEP TIWARI, J.(Oral)

1. Through the instant petition, filed under Article 226 of the Constitution of India, a prayer is made for issuing a mandamus upon respondents to promote the petitioner on the post of Divisional Head Draftsman from the date of his junior has been extended benefit of promotion as Divisional Head Draftsman, vide order dated 13.02.2020 (Annexure P-6), alongwith all consequential benefits, as well as interest at the rate of 18% p.a.

2. The petitioner, further seeks a *mandamus* upon the respondents, to further promote the petitioner from the post of Divisional Head Draftsman, to the post of Sub Divisional Engineer, w.e.f. 13.02.2020, alongwith all consequential benefits.

3. This Court vide order dated 21.01.2026, had passed the hereinafter extracted direction:-

“Perusal of file reveals that reply on behalf of the respondents/State, has not been filed, till date.

Learned counsel for the petitioner apprises this Court that the petitioner was sent on deputation to the post of Junior Engineer, and now he is not allowed to join back the parent department, on the ground, that he has lost his lien with the respondents/department.

Prima facie this Court is of the considered opinion that the submission made by learned counsel for the petitioner carries merit, and requires explanation of respondent No.2 - Chief Engineer (HQ), Public Works Department (B&R), Nirman Bhawan, District Administrative Complex, Patiala, as to why, the petitioner has not been allowed to re-join his parent cadre, especially when the deputation is a tripartite agreement.

Let an affidavit in this regard be filed by the respondent No.2, before this Court, on or before the next date of hearing.

List this matter on 18.02.2026.

To be taken up immediately after the urgent list.

In case, the affidavit (*supra*), is not filed on or before the next date of hearing, the respondent No.2, shall cause his/her personal appearance before this Court, on the next date fixed.

It is made clear that on the next date of hearing, no request for an adjournment on behalf of either of the parties concerned, shall be entertained.”

4. In deference to the above direction, a short affidavit dated 18.02.2026, has been filed today in Court by the learned State counsel, with a copy thereof supplied to learned counsel opposite.

5. The aforesaid affidavit speaks about passing of a speaking order, wherethrough, the grievance of the petitioner, with regard to bring him back to his original cadre, has been redressed. Even, the seniority of the petitioner has been adjusted accordingly.

6. In view of the above, in the opinion of this Court, nothing survives in the instant petition, to be adjudicated upon.

7. So far as, the prayer of the petitioner regarding promotion from the post of Divisional Head Draftsman to the post of Sub Divisional

Engineer, w.e.f. 13.02.2020, alongwith all consequential benefits, is concerned, which is consequent upon this order, the petitioner is at liberty to approach the authority concerned, at first instance, for redressal of his grievances.

8. **Disposed of** accordingly.
9. All pending application(s), if any, also stand **disposed** of accordingly.

February 18, 2026
dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No

Whether Reportable. : Yes/No