



CWP-27989-2024(O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CWP-27989-2024(O&M)

Decided on : 29.04.2026

SAGAR & ORS.

.....PETITIONER(S)

VERSUS

STATE OF HARYANA AND ORS

.....RESPONDENT(S)

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: None for the petitioner(s).

Ms. Ruchi Sekhri, Addl. A.G., Haryana.

SANDEEP MOUDGIL, J (ORAL)

1. The present writ petition has been preferred by the freshly selected candidates/Clerks against the advertisement No.5/2019, under Article 226 of the constitution of India seeking issuance of writ in the nature of mandamus directing the respondents to treat the date of initial appointment of counterpart reselected/freshly selected clerks in the respective departments as the petitioners deemed date of appointment/entry into the government service and count this period between deemed date and actual date of appointment towards granting all consequential notional service benefits like seniority/promotion, increments, ACP etc., for the reason that vide CS Letters dated 16.12.02022, 21.04.2023 & 05.07.2024 (Annexures P-2, P-3 & P-6 respectively) the reselected and freshly selected clerks have been granted retrospective appointments and consequential service benefits and the petitioners are also freshly selected similarly situated clerks.

2. It is the case set up by the petitioners that this Court in ***CWP-14591-2023, titled 'Amit Kumar & ors. Vs. State of Haryana & ors.,*** decided on



16.12.2023, has granted the same relief to the similarly situated clerks, which is being prayed for by the petitioners herein..

3. In this case, notice of motion was issued by this Court on 18.10.2024 and the respondents No.1 and 2 filed their short reply dated 19.11.2025, wherein paras No.3 and 4 would be material for consideration of this Court and accordingly, are reproduced hereinbelow:-

“3. That it is pertinent to mention here that as per revised recommendation list dated 24/11/2022, the benefits of deemed date appointment (notionally) w.e.f. 24.09.2020 and other benefits to the 438 selected Clerks in the field offices of School Education as per the letter dated 05.07.2024 of the Chief Secretary to Government Haryana have been granted by department vide Order No.13/58-2025 HRME-1(4) dated 10.09.2025. The copy of sanctioned order is annexed herewith as Annexure R-I.

4. That it is also submitted here that the petitioners no.1 and 3 who are related to the respondent department have been intimated by the department vide memo no. 13/58-2025 HRME-1 (4) dated 11.11.2025. The copy of letter dated 11.11.2025 is annexed herewith as Annexure R-II.”

4. Having gone through the contents of the aforesaid affidavit, this Court vide its order dated 02.12.2025 called upon the State counsel for seeking clarification regarding the service conditions of petitioners No.2 to 4 and to ascertain whether they are in field or not.

5. Today, it has been informed to the Court through communication dated 29.04.2026 issued by the Director General Higher Education, Haryana addressed to the office of Advocate General, Haryana with the following contents:-

“Kindly refer to the subject cited above.

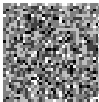


It is intimated that petitioner namely Sagar and another have filed the subject cited a writ petition prayer therein "Pradeep Kumar and others Vs State of Haryana and Others, as the similarly situated clerks have been granted the relief of service/ period count, as prayed for the present petition, in the interest of Justice, with the clarification that the period of retrospective appointment so granted shall also be considered towards the promotion of the petitioners in their respective departments at par with the counterpart candidates selected against the same advertisement."

In the matter, it is submitted that vide this office order No. 13/8-2024 ME(1) dated 15.5.2025 (copy enclosed) the benefit of deemed date of appointment to the petitioner No. 2 i.e. Pardeep Kumar has already been granted.

In view of the above, Ld. State Counsel is requested to apprise the above said facts to the Hon'ble High Court and get the case dismissed, please. The case is listed for hearing on 29.04.2026 at Sr. No. 250 in Court Room No. 41.

6. Copy of the said letter, which is accompanied by another communication dated 15.05.2025 is taken on record as Annexure-A.
7. In the light of the above, since the necessary relief has been granted to the petitioners, whereby the counting of service with retrospective effect has been taken into account and their case would be considered towards promotion in their respective department at par with the counterpart candidates as well as in terms of the ***Pradeep Kumar's case (supra)***, therefore, the present petition has been rendered infructuous and the same is disposed of accordingly. .
8. Since the learned counsel for the petitioners is not available either to assist the Court or to counter the above said contentions, nothing survives for adjudication in the present petition. However, the petitioners would be at liberty



to seek revival of the petition, if any surviving cause or grievance still subsists in the present petition.

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

29.04.2026

monika

Whether speaking/reasoned :Yes/No

Whether reportable :Yes/No

(SANDEEP MOUDGIL)
JUDGE