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

LPA-1438-2017 (O&M)

Date of Decision: 04.02.2025

HARI OM PARKASH AND ANR.

. . . . Appellants

Vs.

STATE OF HARYANA AND ORS.

. . . . Respondents

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

Present: Mr. Keshav Gupta, Advocate
for the appellants.

Mr. Vivek Chauhan, Addl. A.G., Haryana.

Mr. Bharat Pilonia, Advocate
for respondent No.3.

SANJEEV PRAKASH SHARMA, J.(Oral)

CM-3085-LPA-2017

Application for condonation of delay of 64 days in filing of appeal is allowed, and accordingly delay is condoned.

Main case

1. Learned counsel for the appellants submits that so far as *inter se* seniority is concerned, the issue has become completely academic, as the writ petitioner (respondent No.3 herein) as well as the appellants have retired.
2. However, he submits that an erroneous statement was recorded by the learned Single Judge regarding appellant No.1 (respondent No.3 in writ petition) and he has not been observed in Ministers Car Section. It is submitted that the fact was otherwise. Appellant No.1 (respondent



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No.3 therein) had already been absorbed with the Ministers Car Section, and Annexure P-5 has been referred to point out that a factual error had crept in the order.

3. In the normal course, we would have asked the appellants to move a review application, however, taking into consideration the pendency of this LPA for a long time i.e. 2017 and also that the appellants as well as private respondents have already retired, we find that the issue being raised by the appellants also is of no consequence as the directions issued by the learned Single Judge of shifting and accommodating the appellant No.1 (respondent No.3 therein) in Haryana Roadways' seniority list instead of Ministers Car Section would be inconsequential, after he has already attained superannuation.
4. We, therefore, do not say anything further apart from making the aforesaid observations and dispose of this appeal as having become otiose.
5. All pending applications also stand disposed of accordingly.

(SANJEEV PRAKASH SHARMA)
JUDGE

(MEENAKSHI I. MEHTA)
JUDGE

04.02.2025

Mohit goyal

1. *Whether speaking/reasoned?*
2. *Whether reportable?*

Yes/No
Yes/No