

Rajender Kumar vs. The State of H.P. and another

CWP No.10464 of 2024

19.09.2024 Present: Mr. Nishant Khidtta, Advocate, for the petitioner.
Mr. Raj Kumar Negi, Additional Advocate General, for the respondents/State.

Notice. Mr. Raj Kumar Negi, learned Additional Advocate General, appears and waives service of notice on behalf of the respondents. Reply be filed within a period of four weeks.

List after four weeks.

CMP No. 17426 of 2024

From a perusal of Annexure P-15 i.e. office order dated 10th August, 2022, it is evident that in pursuance to judgment passed by the erstwhile Tribunal on 24.01.2019 in OA No. 5517 of 2015, the present applicant had been ordered to be treated as having been appointed on regular basis w.e.f. 10.03.2008. A perusal of the seniority list appended alongwith the present petition issued in furtherance of Annexure P-15 categorically reflects that the date of appointment in final seniority list as it stood on 31.03.2022 (Annexure P-25) reflects the date of initial appointment of the present applicant at Serial No. 1172 thereof as 24.09.2014.

Other than the aforesaid, the category of the petitioner in the final seniority list has been reflected as belonging to the General Category.

In this respect, it would be appropriate to refer to Annexure P-8 i.e. office order dated 10th March, 2008, whereby the applicant had been appointed. A perusal whereof clearly reflects that the petitioner had been appointed against the category of a person with disability (Scheduled Caste. Ortho)

In view of the aforesaid promotions, if any, made in pursuance to impugned seniority list i.e. Annexure P-25 during the pendency of the present petition shall abide by the outcome of the present petition. The application stands disposed of.

CMP No. 17427 of 2024

The applicant-petitioner is exempted from filing of English translation of Annexures in issue annexed with the petition, at this stage, subject to filing of the same within seven days, as and when directed to do so. The application stands disposed of.

CMP No. 17428 of 2024

The applicant-petitioner is exempted from filing complete typed copy of Annexure P-25 annexed with the petition, at this stage, subject to filing of the same within seven days, as and when directed to do so. The application stands disposed of.

(Bipin C. Negi)
Judge

September 19, 2024
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