

Birender Singh v. State of H.P. & Ors.
CWP No.15321 of 2024

05.05.2026 Present: Mr. Kush Sharma, Advocate, for the petitioner.

Mr. Pushpinder Jaswal, Additional Advocate General, for respondents No.1 and 2.

Mr. Dinesh Kumar, Advocate, for respondent No.3.

CMP No.9369 of 2025

By way of this application, a prayer has been made by the applicant for being impleaded as a party respondent in the petition on the ground that any adjudication made in the petition may adversely affect him.

Learned counsel for the applicant submitted that the petitioner is claiming promotion under the physically disabled quota, whereas, he is not a physically disabled person.

He submitted that the applicant is a physically disabled person and in case the relief prayed for by the petitioner is granted to him, then, it will adversely affect the rights of the applicant.

On the other hand, learned counsel for the non-applicant/petitioner submitted that the applicant is junior to the petitioner and otherwise also the medical certificates of the petitioner duly prove that he is a physically disabled person.

Be that as it may, as it is not in dispute that the petitioner and the private respondent are both in line for promotion under the quota meant for physically disabled persons, obviously any adjudication in favour of the petitioner may adversely affect the applicant. Otherwise also, to avoid multiplicity of litigation, this Court is of the considered view that it would be in the interest of justice, in case, the applicant is allowed to join the proceedings because that will only assist the Court in the adjudication of the case and it will not cause any prejudice to the petitioner.

Therefore, the application is allowed. The applicant is ordered to be impleaded as respondent No.3. Application stands disposed of.

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Amended memo of parties be filed within a period of three weeks. Reply, if any, by the newly impleaded respondent also within a period of three weeks. List thereafter.

(Ajay Mohan Goel)
Judge

May 05, 2026
(Vinod)