

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

Special Leave Petition (C) No. 19573 of 2013

NARINDER BHARGAV

Petitioner

VERSUS

STATE OF PUNJAB & ORS.

Respondents

O R D E R

The petitioner has filed this special leave petition against an order which is practically in his favour in the sense that a show cause notice has been issued to the respondents on the application seeking stay of the meeting that is to be convened for consideration of the eligible candidates for promotion from the State Police Service Cadre to the Indian Police Service Cadre. The application for stay has already been fixed for hearing before the High Court on 10.07.2013. But it has been submitted on behalf of the petitioner that the petitioner had to rush to this Court even though a notice has been issued on the stay application filed by him in the Writ Petition, which he has filed challenging the seniority list on the basis of which his name has not been forwarded to the UPSC for promotion to the cadre of IPS from the State Police Cadre. But the meeting of the U.P.S.C., for the purpose is scheduled to take place today i.e. 6.6.2013 and in case the Committee decides the fate of the officers by taking a decision to promote the officers who are found eligible in spite of their lower position in the seniority list, the petitioner would be deprived of his chance for consideration since the petitioner is senior to those officers whose names have been forwarded to the UPSC for consideration of promotion.

In our view, the apprehension of the petitioner merely reflects his anxiety and that appears to be the reason for him to rush to this Court for if the petitioner finally succeeds in the Writ Petition before the High Court, obviously the consequential relief of allotment of IPS cadre cannot be denied to him provided he is selected by the Commission.

The special leave petition, therefore, is not fit to be entertained at this stage. The High Court, therefore, may consider the exigency of the situation and grant priority to the matter which, in fact, appears to have been done as notice on the stay application has already been issued.

This petition be treated as disposed of in view of the aforesaid observations.

.....J.  
(GYAN SUDHA MISRA)

.....J.  
(MADAN B. LOKUR)

NEW DELHI  
JUNE 06, 2013

ITEM NO.5

COURT NO.2

SECTION IVB

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Civil) No(s).19573/2013

(From the judgement and order dated 03/06/2013 in CWP No.3940/2013, CM No.8832/2013 of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

NARINDER BHARGAV

Petitioner(s)

VERSUS

STATE OF PUNJAB & ORS.

Respondent(s)

(With appln(s) for exemption from filing c/c of the impugned Judgment and prayer for interim relief and office report)

Date: 06/06/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE GYAN SUDHA MISRA  
HON'BLE MR. JUSTICE MADAN B. LOKUR  
(VACATION BENCH)

For Petitioner(s)

Mr. V.K. Bali, Sr.Adv.  
Mr. Aditya Son, Adv.  
Mr. Rohit Sharma, Adv.  
Mr. B. Subrahmanya Prasad, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following  
O R D E R

The special leave petition is disposed of in terms of the signed order.

(NAVEEN KUMAR)  
COURT MASTER

(SNEH BALA MEHRA)  
COURT MASTER

(Signed order is placed on the file)