IN THE HIGH COURT OF HIMACHAL PRADESH AT SHIMLA

CWPOA No.6272 of 2020 a/w CWPOAs No.2929 of 2020, 6405 of 2020 and CWP No.2014 of 2021

Decided on 10th September 2026

CWPOA No.6272 of 2020

Bedatrayee Saha and others

…Petitioners

Vs.

State of Himachal Pradesh and others

…Respondents

CWPOA No.2929 of 2020

Ankush Banyal

…Petitioner

Vs.

State of Himachal Pradesh and others

…Respondents

CWPOA No.6405 of 2020

Aditi Sharma and others

…Petitioners

Vs.

State of Himachal Pradesh and another

…Respondents

CWP No.2014 of 2021

Dr. Anand Mohan

…Petitioner

Vs.

State of Himachal Pradesh and others

…Respondents

Coram

Hon'ble Mr. Justice Ajay Mohan Goel, Judge

Hon'ble Mr. Justice Yogesh Jaswal, Judge

[1]Whether approved for reporting?

CWPOA No.6272 of 2020

For the petitioner: **Mr. Kush Sharma, Advocate.**

For the respondents : **Mr. Pushpinder Jaswal, Additional Advocate General.**

High Court of H.P.

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CWPOA No.2929 of 2020

For the petitioner:		**Mr. Ms. Shalini Thakur, Advocate.**
For the respondents	**:**	**Mr. Pushpinder Jaswal, Additional Advocate General, for respondents No.1 and 2.** **Mr. Vikrant Thakur, Senior Advocate, with M/s Shubham Guleria and Shivani Priya, Advocates, for respondent No.3.**

CWPOA No.6405 of 2020

For the petitioner:		**Mr. Parav Sharma, Advocate.**
For the respondents	**:**	**Mr. Pushpinder Jaswal, Additional Advocate General, for respondent No.1.** **Mr. Vikrant Thakur, Senior Advocate, with M/s Shubham Guleria and Shivani Priya, Advocates, for respondent No.2.**

CWP No.2014 of 2021

For the petitioner:		**Mr. Vikas Chauhan, Advocate.**
For the respondents	**:**	**Mr. Pushpinder Jaswal, Additional Advocate General, for respondent No.1 and 2.** **Mr. Vikrant Thakur, Senior Advocate, with M/s Shubham Guleria and Shivani Priya, Advocates, for respondent No.3.** **Ms. Shalini Thakur, Advocate, for respondent No.4, 6 to 18, 20 to 23.** **Mr. Parav Sharma, Advocate, for the respective respondents,**

Ajay Mohan Goel, Judge *(Oral)*

High Court of H.P.

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CWPOA No.2929 of 2020

2. Delink from CWPOA No.6272 of 2020 alongwith other connected matters.

CWPOA Nos.6272, 6405 of 2020 and CWP No.2014 of 2021

3. In all these cases, the issue relates to the recruitment process which was undertaken by the Department to fill up the posts of Associate Professor in the Department of Technical Education, Himachal Pradesh. One set of petitioners have approached this Court, *inter alia*, on the ground that despite the fact that, as per the Recruitment and Promotion Rules, the posts in issue were to be 100% filled by way of promotion, the Department was resorting to filling up the posts through Public Service Commission by way of direct recruitment. On the other hand, one of the petitioners, namely, Dr. Anand Mohan, is before this Court, aggrieved by the fact that the recruitment process stood stalled by the Government on account of an interim order that was passed in the matter by the erstwhile Himachal Pradesh Administrative Tribunal.

4. During the course of hearing of these cases, today the Court stands informed by learned Additional Advocate

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General, which fact has not been disputed by learned counsel for the petitioners, that the Recruitment and Promotion Rules in issue now stand repealed. Learned Additional Advocate General submits that in light of this development, these petitions have been rendered infructuous, as now the Department shall fill up the posts in issue as per the new Recruitment and Promotion Rules.

5. At this stage, Mr. Vikas Chauhan, learned counsel appearing for the petitioner, namely, Dr. Anand Mohan, submits that on account of the pendency of these proceedings, the petitioner has now become overage. He submits that liberty be granted to the petitioner that, in case, any fresh process is initiated by the Department, he may approach the Department concerned seeking relaxation of age.

6. In light of the development, that now new Rules are in vogue governing appointment/promotion to the posts of Associate Professor (Civil Engineering and Electrical Engineering) and, as obviously, all these petitions have lost their efficacy, the same are closed without adjudication on merit. The State Government may proceed, if it so intends, to

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fill up the posts in issue as per the prevailing R&P Rules. Liberty, as prayed for by Mr. Vikas Chauhan, Advocate, to Dr. Anand Mohan is granted that he may approach the Department seeking relaxation of age at the appropriate stage.

7. Pending miscellaneous applications, if any, also stand disposed of. Interim, if any, stands vacated.

(Ajay Mohan Goel)
Judge

(Yogesh Jaswal)
Judge

September 10, 2026
(Vinod)

High Court of H.P.

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