

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

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**Civil Writ Petition No.11908 of 2015
Date of Decision:29.05.2015**

Baghel Singhpetitioner

Versus

State of Punjab and othersrespondents

CORAM: HON'BLE MR.JUSTICE ARUN PALLI

- 1.Whether Reporters of local papers may be allowed to see the judgement?**
- 2. To be referred to the Reporters or not?**
- 3. Whether the judgment should be reported in the Digest?**

Present: Mr.Barjesh Sharma, Advocate
for the petitioner

ARUN PALLI, J.(ORAL):-

A writ in the nature of mandamus is prayed for, so as to direct the respondents to consider the claim of the petitioner for promotion from Clerk to Master Cadre under the handicapped category on the basis of his seniority. As persons junior to the petitioner have since been promoted.

Petitioner was appointed as a clerk in Government High School, Tibba, District Sangrur, under the handicapped category. He was promoted as senior clerk in the year 1997 and as Junior Assistant in the year 2003. Clerks are purported to have 1% quota for promotion to the master cadre in the Education Department. And to fill up the said 1% quota by promotion from amongst clerks, requisite records, of left out cases of clerks, were requisitioned from District Education Officers, as quite a few

vacancies existed. It is maintained that the claim of the petitioner too was sent for consideration by the Head Master, Government High School, Nayagaon, District Sangrur, with all the necessary documents vide letter dated 05.05.2012 (Annexure P2). But to no avail. That being so, petitioner even represented to respondent No.1, vide a representation dated 10.10.2013 (Annexure P4) but that too failed to evoke any response. So was the fate of the two subsequent reminders dated 07.04.2015 (Annexures P5 and P7).

Learned counsel for the petitioner submits that, let this petition be disposed of, only, with a direction to respondent No.1, to consider and decide his representation dated 10.10.2013 (Annexure P4) and reminders dated 07.04.2015 (Annexures P5 and P7), made by the petitioner, within a specified time.

That being so, and, without expressing any opinion on merits, the petition is disposed of with a direction to respondent No.1, to consider and decide the claim of the petitioner as set out in his representation dated 10.10.2013 (Annexure P4), followed by two reminders dated 07.04.2015 (Annexures P5 and P7), strictly, in accordance with law, within a period of three months, from the receipt of the certified copy of this order. Needless to assert, a comprehensive order shall be passed assigning reasons, in support of the decision arrived at.

29.05.2015

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(ARUN PALLI)
JUDGE