

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH
120**

CWP No. 12850 of 2015

DATE OF DECISION: July 02, 2015

Rabinder Singh

.....Petitioner

VERSUS

State of Punjab and another

.....Respondents

CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr.C.L.Sharma, Advocate,
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

It is the contention of the counsel for the petitioner that the claim of the petitioner for consideration for promotion to the post of Joint Director in the department of Animal Husbandry has not been considered by the respondents although the claim of the petitioner is covered in his favour by the judgment passed by this Court in CWP No. 9325 of 2011 titled as Madan Lal and others vs. State of Punjab, decided on 25.04.2013 (Annexure P-2), which judgment has attained finality as the Letters Patent Appeal No. 1413 of 2013 preferred by the Sate of Punjab against the said judgment stands dismissed by the Division Bench of this Court on 07.02.2014 (Annexure P-3). Petitioners, in that writ petition, have been granted the benefit of promotion. His further contention is that vide order dated

25.04.2013 passed by this Court in CWP No. 9325 of 2011, directions were not only issued qua the petitioners in that writ petition but qua the other similarly placed employees. Petitioner is also similarly placed as the petitioners in CWP No. 9325 of 2011. Petitioner has submitted a detailed notice through counsel dated 16.12.2014 (Annexure P-5) to the respondents but without any decision thereon.

Counsel for the petitioner states that the petitioner, at this stage, would be satisfied if a direction is issued to the Financial Commissioner-cum-Secretary, Department of Animal Husbandry, Punjab-respondent No. 1 to consider and decide the legal notice dated 16.12.2014 (Annexure P-5) within some specified time.

In the light of the statement made by the counsel for the petitioner and without going into the merits of the case or commenting thereon, the present petition is disposed of with directions to the Financial Commissioner-cum-Secretary, Department of Animal Husbandry, Punjab-respondent No. 1 to consider and decide the legal notice dated 16.12.2014 (Annexure P-5) served by the petitioner within a period of two months from the date of receipt of certified copy of this order. The decision so taken be conveyed to the petitioner forthwith.

July 02, 2015
pj

(AUGUSTINE GEORGE MASIH)
JUDGE