

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

CWP No.13255 of 2015
Date of decision: 06.07.2015

Thakur Dass

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Manmeet Singh Rana, Advocate,
for the petitioner.

1. Whether reporters of local papers may be allowed to see the judgment?
2. To be referred to the reporters or not?
3. Whether the judgment should be reported in the digest?

ARUN PALLI J. (Oral)

A writ in the nature of mandamus is prayed for, so as to direct respondent No.2, to consider the claim of the petitioner for promotion to the post of Inspector with all consequential benefits, from the date when his juniors were promoted. The petitioner was appointed as Conductor with the department on 07.10.1976. He was placed at serial No.1857 in the seniority list, circulated on 15.03.2002. It is maintained that Narinder Singh son of Gurcharan Singh, who was promoted as Inspector, pursuant to an order dated 29.06.2010, happened to be junior to the petitioner as his name figures at serial No.1868 in the seniority list. Though, the petitioner was in service but for no tangible reason his claim for promotion to the post of Inspector was ignored. The petitioner has since retired on attaining the age of his

superannuation on 31.01.2011. He purports to have repeatedly represented the respondents as regards his grievance, but to no avail. So much so, prior to the institution of this petition, respondents are alleged to have been served upon a legal notice dated 04.03.2015 (Annexure P3). But that too has failed to evoke any response.

Learned counsel for the petitioner submits that let this petition, at this stage, be disposed of only with a direction to respondents No.1 & 2, to consider and decide the legal notice (Annexure P3), served by the petitioner, within a specified time.

That being so, and without expressing any opinion on merit, particularly as regards the issue of delay/limitation, this petition is disposed of with a direction to respondents No.1 & 2, to consider and decide the claim of the petitioner, as set out in his legal notice dated 04.03.2015 (Annexure P3), strictly in accordance with the law, within a period of three months from the receipt of certified copy of this order. Needless to assert, a comprehensive order shall be passed, assigning reasons in support of the decision arrived at.

July 6 2015
Rajan

(Arun Palli)
Judge