

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

CWP No.20813 of 2012

Date of Decision : 10.2.2015

Paramjit

....Petitioner

Versus

State of Punjab and others

...Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

....

Present: Mr.RK Arora, Advocate
for the petitioner.

Mr. Harkesh Manuja, Addl.AG, Punjab.

....

MAHESH GROVER, J.

The petitioner prays for grant of promotion to the post of Principal in PES-II Group-A Cadre w.e.f. 15.2.2010 when persons junior to him were promoted as such.

The fact that the name of the petitioner in the revised seniority list circulated on 7.3.2011 appears at Sr.No.891 is not disputed. It is also not in dispute that the person who was at Sr.No.907 has been promoted. If that is so, then it is clear that the juniors have stolen a march over the senior and that to without any justiciable reason. The reply is totally silent in this regard. There would be thus no reason to deny promotion to the petitioner. Since the petitioner has retired, he will be granted promotion in

terms of notional benefits. Finding no justification to ignoring the case of the petitioner for promotion as none has been offered by the respondents and noticing the admitted position, I deem it appropriate to accept the instant petition and direct the respondents to promote the petitioner w.e.f. 15.2.2010 when juniors to him were promoted. The petitioner would be entitled to notional benefits in terms of the promotion. The necessary exercise be carried out as expeditiously as possible but not later than three months from the date of receipt of certified copy of this order. Needless to say the consequential revised pensionary benefits shall also be released forthwith.

10.2.2015
dss

(MAHESH GROVER)
JUDGE