

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.17922 of 2015

Date of Decision: 30.11.2015

Kulwant Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Gurpreet Singh Dhillon, Advocate,
for the petitioner.

Mr. Inqulab Nagpal, AAG, Punjab.

1. To be referred to the Reporters or not?
2. Whether the judgment should be reported in the Digest?

RAJIV NARAIN RAINA, J.

On October 29, 2015 this Court passed the following order:-

“On instructions from Ms. Prem Kaur, Jr. Assistant, A.D.G.P.(Prison) Punjab, Mr. Manuja submits that the case of the petitioner for promotion is being dealt with in a positive way for which they need four weeks to finalize the matter.

For the purpose of placing the deliberations of the Departmental Promotional Committee on the record of this case or by information from Mr. Manuja, the matter is adjourned to 30.11.2015.

To be shown in urgent list.

It may be noted that the petitioner is retiring on 31.10.2015, But the State Government would not use that as an impediment in the ongoing process since pre-existing rights of the petitioner are involved for retroactive relief, in case, the final decision with respect to promotion is in his favour.”

Today, Mr. Nagpal has filed a short reply by way of affidavit of Inspector General of Prisons on behalf of respondents No.1 to 3 in which it has been disclosed that the case of the petitioner has been considered by the Departmental Promotional Committee and on its recommendations the petitioner has been promoted as Head Warder w.e.f. November 12, 2012 and in this behalf a speaking order dated November 24, 2015 has been passed in favour of the petitioner, the vernacular of which has been produced in Court and is taken on record as Mark 'A'.

Learned counsel for the petitioner is satisfied that this matter has been rendered infructuous. However, if the petitioner has any other grievance arising out of the promotion order which has not been addressed by the competent authority till date he would be free to make a request to the Department for a decision thereon. In case a request is made it will be decided in accordance with law.

The petition stands disposed of.

(RAJIV NARAIN RAINA)
JUDGE

30.11.2015
manju