

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

**CWP No. 24054 of 2015**  
**Date of decision: 17.11.2015**

H.C. Madan Lal

....Petitioner(s)

Versus

State of Punjab and others

...Respondent(s)

**CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA**

Present: Mr. K.S. Sidhu, Advocate,  
for the petitioner.

**G.S.SANDHAWALIA, J. (Oral)**

The petitioner challenges the order dated 08.08.2014 (Annexure P-5) passed by respondent no. 3 whereby, the petitioner was reverted from the rank of ASI (ad hoc) to the substantive rank of Head Constable. The challenge is also raised to the order dated 19.02.2015 (Annexure P-6) whereby, the petitioner's name has not been entered in the promotion list D-1 in spite of passing the inter mediate school course.

Counsel submits that the reasons for the respondents to take that action is on account of the fact that in his promotion order as Head Constable dated 21.04.1999, the word “officiating/purely and temporary/ad hoc basis was mentioned, due to which, in view of Rule 13.9 of the Punjab Police Rules, 1934, only regular Head Constables can do the inter mediate school course, which he has already done. It is submitted that it was a typographical error as such in the order and he has also filed a representation to respondent no. 3 to that effect in March, 2015 (Annexure P-7), which was forwarded to respondent no. 2 and which was further

forward to respondent no. 1 . It is further submitted that similar errors have been corrected by the respondents vide order dated 18.09.2014 (Annexure P-8) and order dated 04.09.2014 (Annexure P-9) and he would be satisfied if the said representation is decided within a fixed time frame.

Keeping in view the limited relief sought and the fact that the petitioner's representation is already pending consideration, this Court does not feel necessary to call upon the State to file reply.

Accordingly, this writ petition is disposed of with a direction to respondent no. 1 to take into consideration the representation (Annexure P-7) and decide the same within a period of 2 months from the date of receipt of certified copy of the order. Needless to say that in case the relief is to be denied, the order should contain reasons.

17.11.2015  
shivani

(G.S. SANDHAWALIA)  
JUDGE