

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

CWP no. 25285 of 2014 (O&M)

Decided on: 24.09.2015

Roshan Lal

Petitioner

vs.

State of Haryana and others

Respondents

CORAM : HON'BLE MR. JUSTICE MAHESH GROVER

Present: Mr. Ravinder Malik (Ravi), Advocate for the petitioner

Mr. G.S.Wasu, Addl. AG, Haryana

Mahesh Grover, J

The petitioner who was work charge employee prays for promotion as Water Pump Operator Grade II with effect from the date when his juniors were promoted i.e 26.7.1985 in terms of order dated 28.12.1992 (Annexur P-3) .

Respondents state that there is no seniority list being maintained for the work charge employees and deny the claim of the petitioner for promotion.

On due consideration of the matter, I am of the opinion that the matter is no longer res integra as this Court in CWP no. 11107 of 1993 decided on 12.12.2013 titled as **Jaipal Sharma and others vs. State of Haryana and others** has held the petitioners therein entitled to the relief of promotion from the date when their juniors as work charge employees were promoted as Water Pump Operator Grade II. LPA against this order was carried by the State which was

dismissed as is evident from Annexure P-12. It is stated that SLP against this order has also been dismissed on 7.8.2015, a copy of which has been placed on record.

In view of above when the matter is squarely covered by the ratio of judgment rendered by this Court and affirmed by the Hon'ble Supreme Court, I am of the opinion that respondents cannot deny similar benefits to the petitioner. Consequently, instant petition is accepted and respondents are directed to promote the petitioner as Water Pump Operator from the date when his juniors were promoted.

24.09.2015
rekha

(MAHESH GROVER)
JUDGE