

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

**CWP No.27394 of 2015
Decided on : 24.12.2015**

Surinder Pal

... Petitioner

Versus

State of Punjab & another

... Respondents

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

Present : Mr.Raman Sharma, Advocate, for the petitioner.

Mr.R.S.Sidhu, AAG, Punjab.

G.S. Sandhawalia , J. (Oral)

Petitioner seeks consideration for promotion as SDO against the 2% quota meant for AMIE holder drawing staff under Rule 5 of the Punjab Irrigation Department (Grade A) Service Rules, 2004, as recommended by respondent No.2, vide letters dated 17.09.2014 and 14.12.2015 (Annexures P2 & P4, respectively).

It is the pleaded case of the petitioner that he is serving as SDO on ad hoc basis and had been granted regular promotion as Divisional Head Draftsman, w.e.f. 30.11.2013, on account of not having the requisite experience. He had not been granted the permission but has, now, completed the said 2 years requirement. The petitioner is, thus, liable to be considered for promotion and had represented on 06.11.2015, which was duly forwarded and recommended by respondent No.2 to respondent No.1, on 14.12.2015. Thereafter, another representation was made and now, the recommendation dated 14.12.2015 has been done by respondent No.2. It is the case of the petitioner that he is due to retire on

31.01.2016 and it is stated that regular vacant posts are lying with the respondents.

Notice of motion.

Mr.R.S.Sidhu, AAG, Punjab, accepts notice on behalf of the State. He is supplied copy of the paperbook.

Keeping in view the limited relief sought, this Court does not feel necessary to ask the respondents to file reply.

Accordingly, keeping in view the fact that respondent No.2 has already recommended the petitioner's name for promotion as SDO, after noting that out of the 13 posts, only 3 SDO's are working and the fact that the petitioner is to superannuate on 31.01.2016, it would be appropriate if a decision is taken on the said representations, by 20.01.2016. Needless to say if the relief is to be denied, the order shall contain reasons and the same be conveyed to the petitioner.

DECEMBER 24, 2015
sailesh

(G.S. SANDHAWALIA)
JUDGE