

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

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Civil Writ Petition No.4013 of 2015

Date of Decision: May 05, 2015

Jaswinder Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

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

AUGUSTINE GEORGE MASIH, J. (ORAL)

It is the contention of the counsel for the petitioner that the length of service of the petitioner is to be determined from the date of his initial appointment i.e. 09.09.1985 instead of the date of his regularization i.e. 31.12.1990. On this basis, he states that his claim for promotion to the post of Headmaster should be determined keeping in view the total service rendered by the petitioner with the respondents. Highlighting this aspect and putting forth his claim for promotion on this basis, he has served a notice through counsel dated 27.12.2014 (Annexure P-11) upon the respondents but till date the same has not been decided.

Counsel contends that the petitioner, at this stage, would be satisfied if a direction is issued to respondent No.1-Secretary, Education, Mini Secretariat, Sector-9, Chandigarh, to consider and decide the legal notice dated 27.12.2014 (Annexure P-11), within some specified time.

In view of the statement made by the counsel for the petitioner, without going into the merits of the case or commenting thereon, the present

writ petition is disposed of with directions to State of Punjab through its Secretary, Education, Mini Secretariat, Sector-9, Chandigarh-respondent No.1, to consider and decide the legal notice dated 27.12.2014 (Annexure P-11), within a period of two months from the date of receipt of certified copy of this order.

In case the claim of the petitioner is accepted, the consequential benefits, if any, be released to him, in accordance with law, within a further period of six weeks. In case the claim of the petitioner is not to be accepted, a well reasoned and speaking order be passed and conveyed to the petitioner forthwith.

May 05, 2015
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE