

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

CWP No.7409 of 2015  
Date of decision: 22.04.2015

Surmukh Singh and others

... Petitioners

Versus

State of Punjab and others

... Respondents

**CORAM: HON'BLE MR. JUSTICE ARUN PALLI**

Present: Mr. Mohinder Singh Joshi, Advocate,  
for the petitioners.

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1. Whether reporters of local papers may be allowed to see the judgment?
2. To be referred to the reporters or not?
3. Whether the judgment should be reported in the digest?

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**ARUN PALLI J.** (Oral)

Writ in the nature of mandamus is prayed for, directing respondent No.2, to consider and promote the petitioners as Senior Laboratory Attendants (SLA) from the date persons junior to them were promoted to the said post with all consequential benefits. It is averred that the petitioners joined as regular Class IV employees in the year 1987, and are fully eligible for promotion to the post of Senior Laboratory Attendant. However, in the years 2010 & 2013, persons junior to the petitioners i.e. respondents No.4 to 8, were promoted as SLA/Library Restorer by the department. In fact, vide letter dated 08.07.2011 (Annexure P5), Principal, Government Model Senior Secondary School, SAS Nagar, recommended the claim of one of the petitioners i.e. Krishan

Kumar, for promotion from Class IV to Class III as SLA. But to no avail. Although, the petitioners are shown at serial Nos.203, 204, 208, 211 & 212 in the seniority list (Annexure P7), as they had joined as regular employees in the year 1987, but persons, who joined the department later, have since been promoted. Not just that, petitioners even represented to Director, Education Department (Secondary Education), Punjab, SAS Nagar, vide representation dated 19.05.2014 (Annexure P8). But that has failed to evoke any response. It is maintained that prior to the institution of this petition, respondent No.2 was even served upon a legal notice dated 01.03.2015 (Annexure P10). But that too has also not been heeded to.

Learned counsel for the petitioners submits that, at this stage, let this petition be disposed of with a direction to respondent No.2, to consider and decide the legal notice that has been served by the petitioners within a specified time.

That being so, and without expressing any opinion on merits, this petition is disposed of with a direction to respondent No.2, to consider and decide the claim of the petitioners, as set out in their legal notice dated 01.03.2015 (Annexure P10), strictly in accordance with law, within a period of 3 months from the receipt of certified copy of this order. Needless to assert, a comprehensive order shall be

passed, assigning reasons in support of the decision arrived at.

April 22, 2015  
Rajan

**( Arun Palli )**  
**Judge**