

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

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Civil Writ Petition No.8329 of 2015

Date of Decision: May 01, 2015

Harbans Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Sameer Sachdeva, Advocate
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court with a grievance that respondent No.4-Lakhbir Singh, who according to the petitioner, is junior to him, has been shown in the seniority list dated 07.03.2011 (Annexure P-6) at Serial No.1124, whereas the petitioner has been placed at Serial No.1360. Petitioner had filed an earlier representation dated 10.04.2013. Petitioner also gave certain representations and in pursuance thereto, personal hearing was granted to the petitioner by the Director, Public Instructions (Secondary Education), Punjab on 09.04.2014 but no decision was taken. The petitioner had at the time of personal hearing, submitted a representation dated 09.04.2014 (Annexure P-11) but that also appears to have not been taken note of.

Counsel contends that the petitioner, at this stage, would be satisfied if a direction is issued to the Director Public Instructions (Secondary Education), Punjab-respondent No.2, to take a final decision on the seniority on the basis of his personal hearing dated 09.04.2014 and make

appropriate recommendations to the Secretary, Department of Secondary Education, Punjab-respondent No.1, within some specified time so that a final decision is taken by respondent No.1 at the earliest.

In view of the statement made by 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 the Director Public Instructions (Secondary Education), Punjab, SCO 66-67, Sector-17, Chandigarh-respondent No.2, to take a final decision upon the representations of the petitioner in pursuance of which he was given personal hearing on 09.04.2014 and the representation submitted on the said date, within a period of two months from the date of receipt of certified copy of the order. The recommendations be made to the competent authority i.e. respondent No.1-Secretary, Department of Secondary Education, Punjab Civil Secretariat, Sector-9, Chandigarh, to take a final decision thereon within a further period of one week and respondent No.1 shall thereafter pass an appropriate order in accordance with law within a further period of four weeks.

May 01, 2015
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE