IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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Civil Writ Petition No.9050 of 2015
Date of Decision: May 08, 2015

Ashwani Kumar

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. M.K. Dogra, Advocate
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner is seeking promotion to the post of Superintendent Grade-II on the basis of he having passed the Sub Divisional Clerks' Examination as provided in Rule 10(d) read with Appendix 'D' of the Rules called the Punjab Public Works Department (Irrigation Branch) Circles Clerical State Services, Class-III Rules, 1955 (in short '1995 Rules') from the date persons junior to the petitioner have been promoted. Prayer has also been made for grant of consequential benefits.

For claiming the said benefit, as has been stated above, counsel for the petitioner has placed reliance upon the judgment passed by this Court in *Civil Writ Petition No.9289 of 1987* titled as *Shyam Lal Versus State of Punjab and another*, decided on 23.09.2011 (Annexure P-5), wherein similar benefit has been granted to the persons as the petitioner. Claiming the said benefit, petitioner has submitted a representation dated 07.08.2014 (Annexure P-10) to the Chief Engineer, Irrigation and Canal, Punjab-respondent No.2.

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Counsel for the petitioner states that the petitioner, at this stage, would be satisfied if a direction is issued to the Chief Engineer, Irrigation and Canal, Punjab-respondent No.2 to consider and decide the claim of the petitioner within some specified time.

In the light of the statement made by the counsel for the petitioner, the present writ petition is disposed of with directions to the Chief Engineer, Irrigation and Canal, Punjab, Canal Office, Sector-18, Madhya Marg, Chandigarh-respondent No.2 to consider the representation of the petitioner dated 07.08.2014 (Annexure P-10) within a period of four months from the date of receipt of certified copy of this order. Decision so taken be conveyed to the petitioner forthwith.

May 08, 2015 **(AUGUSTINE GEORGE MASIH)**
Puneet **JUDGE**

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