

**285 RA-CW-415 of 2015 in
CWP No.18145 of 2015**

Tajinder Singh Vs. State of Punjab & ors.

Present: Mr. Kiran Kumar, Advocate,
for the applicant.

Ms. Puneet Kaur Sekhon, Addl.A.G., Punjab.

It is not disputed that the average ACR of the year 2013-14 was not communicated to the petitioner and therefore, could not be used against him to deny promotion. The law is clear on the subject in **Devi Dutt v. Union of India & ors.**, 2008 AIR (SC) 2513 and the law laid down in **Gurdial Singh Fiji v. State of Punjab & ors.**, 1979 AIR 1622, 1979 SCC (2) 368 that ACRs have to be communicated as they have an adverse effect on the career of an official.

It has also been argued that the petitioner has not made the benchmark for the promotion. Consequently, the review application has no merit and the same is dismissed.

**(RAJIV NARAIN RAINA)
JUDGE**

17.12.2015
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