

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

**CR No.7228 of 2016
Date of Decision: 26.10.2016**

Ranjit Kaur**Petitioner**

Versus

Punjab State through its Collector**Respondent**

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Dheeraj Mahajan, Advocate
for the petitioner.

RAJ MOHAN SINGH, J.(Oral)

[1]. Vide judgment and decree dated 09.05.2016, suit of the plaintiff-petitioner was disposed of on the basis of compromise. As per condition No.3 of the decree based on compromise, petitioner was entitled to get suitable job in the office of Collector, Gurdaspur on compassionate basis being widow of deceased Amrik Singh.

[2]. Judgment and decree dated 09.05.2016 was unsuccessfully assailed by the Department. A Civil Revision No.2140 of 2010 was filed by the respondent-State which was dismissed as having become infructuous on 24.08.2011. In compliance to the decree, respondent-Department has offered a

post of Peon to the petitioner on 19.08.2011.

[3]. Learned counsel for the petitioner submits that at the time of offering the post of Peon, there was an understanding between the petitioner and the Department that she would be accommodated on the post of Clerk as per her academic qualification. Though similarly situated employees have been adjusted on the post of Clerk, petitioner has not been given the same treatment. Petitioner filed execution for upgradation of her post from Peon to Clerk and the same has been dismissed vide order dated 01.02.2016.

[4]. Having heard learned counsel for the petitioner, I am of view that no interference can be made in the impugned order dated 01.02.2016 passed by Civil Judge (Junior Division), Gurdaspur. Evidently, the offer made by respondent No.1 was not conditional in any manner, nor any undertaking was ever given by the department. This revision petition is accordingly dismissed. However, petitioner would be at liberty to avail any other remedy in accordance with law.

26.10.2016

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**(RAJ MOHAN SINGH)
JUDGE**

Whether reasoned/speaking

Yes/No

Whether reportable

Yes/No