

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

***CM No.2997-CWP of 2016 and
CWP No.1232 of 1998
Date of Decision: 23.12.2016***

Amar Nath SharmaPetitioner

Versus

The State of Punjab and anotherRespondents

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. S.K. Gupta, Advocate
for Mr. S.S. Rana, Advocate
for the petitioner.

Mr. Avinit Avasthi, A.A.G., Punjab
for the State.

DAYA CHAUDHARY, J. (ORAL)

The prayer in the present petition is for issuance of a direction to respondent No.2 to consider the case of the petitioner for promotion to the post of Accounts Clerk/Senior Assistant from the date his juniors have been promoted and further to promote him on the post of Superintendent along with all consequential benefits including fixation of seniority.

Learned State counsel on basis of affidavit filed by Chief Engineer/Vigilance, Irrigation Works, Punjab, Chandigarh on behalf of respondents No.1 and 2 submits that the case of the petitioner for promotion was considered from the date his juniors were promoted and petitioner has been granted deemed date of promotion in view of judgment of Hon'ble the Apex Court in ***Saroj Rani vs State of Punjab and others***, decided on

24.08.1999 and in view of Punjab Government Instructions dated 15.09.1999, but he has not been found entitled for the arrears from the deemed date of promotion and only notional pay is to be fixed. Learned counsel also submits that the claim of the petitioner has been settled by the respondents.

In view of the submissions made by learned State counsel and the stand taken in para No.3 of the affidavit dated 02.12.2016 as the necessary relief has been granted to the petitioner, the present petition is disposed of accordingly.

However, in case, the petitioner is still aggrieved in any manner, he is at liberty to move representation to the respondents.

The petition is disposed of accordingly.

(DAYA CHAUDHARY)
JUDGE

23.12.2016
gurpreet

Whether speaking/reasoned

Yes

Whether Reportable

No