

**Sr. No.118
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CWP No.19324 of 2016 (O&M)
Date of Decision: 19.09.2016**

Naresh Kumar and others

... Petitioners

Versus

Haryana Power Generation Corporation, Panchkula and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Naveen Daryal, Advocate,
for the petitioners.

TEJINDER SINGH DHINDSA, J. (ORAL)

Counsel for the petitioners has been heard at length and pleadings on record have been perused.

The short grievance raised in the instant petition is that in spite of the petitioners having been promoted to the post of Circle Assistant from that of Upper Division Clerk, the respondent Department is not permitting them to work on such promotional post and as such they are being denied the salary of the promotional post.

To substantiate the claim raised in the instant petition, Mr. Naveen Daryal, learned counsel has adverted to document placed on record and appended at Annexure P-5. The same has been perused. Annexure P-5 is clearly in the nature of office notings contained in a file whereby the petitioners ostensibly stand approved for promotion to the post of Circle Assistant and even their place of postings upon promotion have been indicated.

It is by now well settled that office notings contained in a file

do not vest any right in an employee. It is only upon issuance of office orders and conveyed to the employee concerned that any right would be said to have been crystalized in his/her favour.

Counsel has not been able to advert to any specific order passed, circulated and conveyed to the petitioners in terms of which any one of the petitioners has been formally promoted from the post of UDC to that of Circle Assistant. The grievance made in the instant petition as regards the petitioners not being permitted to work on the post of Circle Assistant and to draw salary of such post as such cannot be entertained at this stage.

Instant petition is disposed of with liberty to the petitioners to approach the respondent Department/competent authority as regards issuance of formal orders in pursuance to the office notings that has been placed on record and relied upon by the petitioners at Annexure P-5.

Disposed of.

19.09.2016

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No