

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.3099 of 2016
Decided on : 24.02.2016

Balram Malah

... Petitioner

Versus

State of Punjab & others

... Respondents

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present : Mr.Vinay Kumar Pandey, Advocate, for the petitioner.

G.S. Sandhawalia , J. (Oral)

Petitioner seeks the benefit of promotion to the post of Clerk from the post of Helper. It is the case of the petitioner that he was appointed as Helper in the year 1997. He possesses all the necessary qualifications for being promoted to the post of Clerk. Respondent No.3-Municipal Council, Kapurthala, has also passed a resolution in his favour on 30.04.2015 (Annexure P3), which was forwarded to respondent No.2. However the same has been stayed, vide order dated 03.06.2015 (Annexure P4).

Counsel submits that the petitioner has moved a representation dated 08.06.2015 (Annexure P5) seeking the necessary relief and he would be satisfied if the same is decided within a fixed time-frame.

Notice of motion.

Mr.Avinit Avasthi, AAG, Punjab accepts notice on behalf of respondents No.1 & 2. Copy of the paperbook has been supplied to him.

Keeping in view the limited relief sought, this Court does not feel it necessary to ask the respondents to file reply.

Accordingly, without commenting upon the merits of the case and the entitlement of the petitioner to be promoted, as per the Rules, the present writ petition is disposed of, with a direction to respondent No.2 to decide the representation dated 08.06.2015 (Annexure P5), within a period of 3 months from the date of receipt of a certified copy of this order. In case the benefits are to be denied, a speaking order be passed and the same be conveyed to the petitioner.

FEBRUARY 24, 2016
sailesh

(G.S. SANDHAWALIA)
JUDGE