

The perusal of the impugned orders shows that the promotion from the post of Reader to the post of Professor has been declined to the petitioner on the ground that the career advancement scheme is not envisaged for the retired teachers and that for application of the said scheme, the incumbent teacher must be on the roll and in active service of the universities/colleges on the date of consideration.

CWP No. 9651 of 2016 (O/M)

The learned counsel for the petitioner has relied upon the letter dated 8.12.2000 (Annexure-P-22), which is regarding revision of pay scale of teachers of the universities and colleges. The perusal of the said letter (Annexure-P-22) shows that the revision of pay scales are contained in Annexure-I, Annexure-II and Annexure-III and these scales are subject to terms and conditions as contained in Annexure-IV. The learned counsel for the petitioner has heavily relied upon Annexure-IV (Part of Annexure-P-22), wherein the cut off date has been given i.e. 27.7.1998 under Rule 4 wherein the Principals of the Government and Non Governmental Colleges are made eligible for grant of Professors grade, subject to certain terms and conditions. The perusal of the said annexure shows that it is applicable to the serving teachers. It does not envisages the case of the teachers, who have already retired from service.

In these circumstances, there is no illegality or infirmity in the impugned orders, declining notional promotion to the petitioner from the post of Reader to the post of Professor, from back date and consequently refixed his salary and pension. Finding no merit in the present writ petition, the same is dismissed in limine.

(KULDIP SINGH)
JUDGE

27.9.2016
sjks

Whether speaking / reasoned : Yes

Whether Reportable : No