

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

LPA No.666 of 2016 (O&M)

Date of Decision: 12.07.2016

Madan Lal Bansal

... Appellant

VS.

State of Haryana & Anr.

... Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT

HON'BLE MR.JUSTICE DARSHAN SINGH

Present: Mr. JS Maanipur, Advocate for the appellant

SURYA KANT, J. (Oral)

(1) Though learned Single Judge has liberally granted monetary benefits to the appellant w.e.f. 30.11.2005 i.e. from the date of retrospective promotion in a writ petition filed in the year 2012, but still being dissatisfied due to rejection of such claim w.e.f. 13.01.1982 that the instant Intra-Court Appeal has been filed.

(2) We have heard learned counsel for the appellant and are satisfied that no interference with the order under appeal is called for. The appellant admittedly failed to qualify the departmental test in English Shorthand as well as the test of Hindi Shorthand with the requisite speed yet he wanted to be promoted to the higher post of Stenographer. He gave instances of two persons who were admittedly senior to him and were presumably promoted by relaxing the Rules. The appellant could neither claim relaxation of Rules as a matter of right nor such relaxation ought to have been granted as an incentive to inefficient and deadwood sort of employees. Since relaxation was granted to his junior, namely, Satpal Dua also, that the appellant too has been promoted by granting relaxation from the date of promotion of Satpal Dua and consequential monetary benefits

In these circumstances, no case to interfere with the impugned order is made out.

(3) Dismissed.

(Surya Kant)
Judge

12.07.2016
vishal shonkar

(Darshan Singh)
Judge