

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

261a

**RSA No. 2814 of 2015(O&M)
Date of decision: 19.12.2016**

Vinod Kumar Sharma

....Appellant

Versus

Haryana State Agricultural Board and others

.... Respondents

CORAM: Hon'ble Mr. Justice P.B. Bajanthri

Present: Mr. N.C.Kinra, Advocate for the appellant.

Mr. R.S. Longia, Advocate for respondent No.1.

P.B. Bajanthri, J. (Oral)

On 15.12.2016 appellant was directed to produce relevant promotion order to the post of Fee Collector of a Junior on 24.04.2006. Learned counsel for the appellant fairly submitted that no such orders are available in respect of promoting juniors to the post of Fee Collector on 24.04.2006.

2. In the present appeal, the appellant has questioned the validity of the orders of trial court and appellate court dated 03.09.2013 and 07.03.2015 respectively. The appellant's grievance is relating to promotion to the cadre of Fee Collector on par with junior and further to promote him to the post of Accountant, Assistant Secretary and Executive Officer-cum-Secretary with cumulative effect 04.01.1971, 17.01.1991 and 30.06.1996

respectively. In the absence of challenge to the junior's promotion to the post of Fee Collector way back in the year 1972 and seeking promotion to the cadre of Fee Collector with from the date of junior's promotion and further promotion to the cadre of Accountant, Assistant Secretary and Executive Officer-cum-Secretary filing of the suit in the year 2013 is highly belated and grievance of the appellant is liable to be dismissed on the ground of delay and latches. The trial court and appellate court rightly refused to grant any relief to the appellant. Thus, the appellant has not made out a case so as to interfere with the grievance sought by him for promotion to various cadres relates back to the year of 1972, 1991 and 1996. Thus, the appellant has not made out a case so as to interfere with the orders of the trial and appellate court dated 15.03.2013 and 17.07.2014 respectively.

3. Appeal stands dismissed.

19.12.2016

pooja saini

**(P.B.BAJANTHRI)
JUDGE**

Whether speaking/reasons

Yes/No

Whether Reportable:

Yes/No