

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

**CWP No. 13474 of 2016
Date of decision: 23.01.2017**

Rajinder Kumar

.... Petitioner

versus

Punjab Agricultural University and others

.... Respondents

CORAM:HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Amrik Singh, Advocate for the petitioner.

Mr. Sanjeev Sharma, Advocate for the respondents.

JAISHREE THAKUR, J. (ORAL)

Short reply on behalf of the respondents has been filed in Court today and the same is taken on record.

The instant writ petition has been filed under Article 226/227 of the Constitution of India for issuance of writ in the nature of certiorari for quashing the letters dated 17.11.2015 (Annexure-P9) and letter dated 15.01.2016 (Annexure P-11) vide which the petitioner has been declined progression/higher scale Assured Career Progression (ACP) Scheme.

In fact, the relief sought for in the writ petition is for grant of proficiency step up on completion of four year service on 29.04.2015 as Sub Divisional Engineer to the post he was permitted on by an order dated 29.04.2011. The respondents-University has examined the matter in the light of the State Government Instructions/Notification dated 05.06.2007 and after examining the same has come to the conclusion that the petitioner would be entitled to the relief as claimed for in the writ petition.

In paragraph 6 of the reply, it is also submitted that the claim of the petitioner for grant of proficiency step up in the higher scale is in

process and the petitioner shall be granted the benefit subject to fulfillment of other eligibility criteria.

I have heard learned counsel for the parties and in view of the fact that the claim of the petitioner is in active consideration, writ petition is disposed of as infructuous, however, leaving it open to the petitioner to reagitate its claim in case he is not satisfied.

(JAISHREE THAKUR)
JUDGE

23.01.2017
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Whether speaking/non-speaking: Yes/No
Whether reportable : Yes/No