

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

228a

**CWP-25749-2013 (O&M)
Date of decision: 12.01.2017**

Kayam

....Petitioner

Versus

State of Haryana and others

.... Respondents

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

Present: Mr. Anand Bhardwaj, Advocate for the petitioner.

Mr. Rajesh Gaur, Addl. A.G., Haryana.

Mr. S.K.Bawa, Advocate for respondent no.4.

P.B. Bajanthri, J. (Oral)

In the instant writ petition, the petitioner has sought for a direction to consider his claim for promotion to the post of S.S.Master from the date when 4th respondent has been promoted i.e. on 18.09.2013 w.e.f. 12.12.2010. It is undisputed that petitioner do not fulfil the requisite qualification as he has passed relevant examination only in the month of April, 2011, thus as on 12.12.2010 the petitioner do not fulfil the qualification. Thus, the petitioner's name has been overlooked rightly while promoting the 4th respondent.

2. Learned counsel for the petitioner submitted that during pendency of the writ petition on 26.04.2016 and 13.07.2016 large number of JBT

Teachers and C & V Teachers were promoted to the post of S.S.Masters. However, his name has not been considered. Since petitioner is senior to some of the persons and now the petitioner is fully qualified for promotion. Thus, his name is required to be considered for the purpose of promotion to the post of S.S.Master.

3. In view of the above facts and circumstances, the respondents are directed to consider name of the petitioner for promotion to the post of S.S.Master prospectively. Having regard to the fact that he has requisite qualification as on April, 2011, the respondents are directed to consider name of the petitioner to a promotional vacancy that occurred subsequent to April, 2011. Such decision shall be taken by the respondents-promoting authority within a period of 4 months from today and communicate the same to the petitioner.

4. CWP stands disposed of.

12.01.2017

pooja saini

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

Whether speaking/reasons

Yes/No

Whether Reportable:

Yes/No