

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP No.18371 of 2017 (O&M)
Date of Decision: 18.08.2017

Darshan Singh Gill

--Petitioner

Versus

State of Punjab and others

--Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. K.S. Dadwal, Advocate for the petitioner.

TEJINDER SINGH DHINDSA.J

As per pleadings on record, petitioner is holding the substantive post of Assistant Divisional Manager (Purchase) under the Punjab State Transport Department. In the year 2012 petitioner was given the additional charge of the promotional post of General Manager.

Grievance raised in the instant petition is that an order dated 20.7.2017 has been passed by the Principal Secretary, Transport Department at Annexure P-4 and under the garb of adjustment/transfer the additional charge of the post of General Manager has been withdrawn.

Counsel would submit that under the Punjab Department of Transport, Commercial Wing (Class-I) Service Rules, 1985 and as amended up to date the petitioner is not only eligible to be promoted to the post of General Manager but in the 24% quota for promotion from amongst the Assistant Divisional Managers (Store & Purchase), petitioner is the senior most. Further contended that the petitioner also possesses the requisite qualification of A.M.I.E Degree as also the requisite experience stipulated under the rules.

Without expressing any opinion on the merits of the case and without even going into the issue of the rights of an employee to hold an additional charge of the promotional post, I deem it appropriate to dispose of the present petition with a direction to respondent no.2 to examine the grievance in the light of the representation dated 27.7.2017 (Annexure P-7) which is stated to have already been submitted and to thereafter take a decision thereupon expeditiously and in accordance with law.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

18.08.2017

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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No