

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

Civil Writ Petition No.20379 of 2017

Date of decision: 08.09.2017

Kuldeep Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR.JUSTICE G.S.SANDHAWALIA

Present: Mr. Narender Kumar Sharma, Advocate for the petitioner.

G.S.SANDHAWALIA, J. (Oral)

The petitioner seeks a writ of Mandamus under Article 226 of the Constitution of India to consider his case for promotion to the post of PGT Mathematics from the date his junior had been promoted.

It is his case that he was entitled for promotion under the Haryana State Education Lecturer School Cadre (Group C) Service Rules, 1998 and on account of new Rules called as Haryana State Education School Cadre (Group B) Service Rules, 2012 coming into force, his qualification is not being treated as an equivalent qualification. It is his case that he joined respondent department on 9.8.1994 as Maths Master and was regularised vide order dated 16.2.2004 with effect from 1.10.2003 and is currently working as Maths Master at G.H.S. Canal Camp, Panipat.

Counsel for the petitioner submits that representation dated 21.2.2017 (Annexure P/6) has been moved wherein grouse of the petitioner has been highlighted that only due to amendment in the Rules his case for promotion is not being considered. Counsel further submits that at this stage he would be satisfied if a direction is issued to respondents to decide

the said representation within a time bound frame.

Keeping in view the limited relief sought by the petitioner, this Court feels that it is not necessary to issue notice to the respondents as the decision is yet to be taken and issuance of notice will only delay the proceedings further.

Accordingly, without commenting upon the merits of the case and keeping in view the above, the present writ petition is disposed of with a direction to respondent no.2 to take into consideration the grievance raised in the said representation dated 21.2.2017 (Annexure P/6) and pass an appropriate order within a period of four months from the date of receipt of a certified copy of this order. In case any adverse order is to be passed then a reasoned order be passed by the said respondent and copy thereof be supplied to the petitioner.

The present writ petition is disposed off with the aforesaid directions.

September 08, 2017
Pka

(G.S.SANDHAWALIA)
Judge

Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No