

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

CWP No.354 of 2016

Date of Decision:08.05.2017

K.C. Verma and others

... Petitioners

Vs.

The Managing Director and others

... Respondents

CORAM : HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present : Mr. Pankaj Maini, Advocate for the petitioners.

Mr. D.S. Nalwa, Advocate for respondents No.1 to 4.

P.B. BAJANTHRI J. (Oral)

The petitioner has questioned validity of the amendment to the policy dated 28.5.2008 and further sought for directions to the respondents to promote the petitioner to the post of Administrative Officer in the CE/MM with reference to various documents.

Admittedly, the petitioner is in the field cadre wing i.e. he is in the Circle Superintendent cadre. The other wing is relating to Head Office cadre. These two wings are independent from the inception of the Haryana State Electricity Board. Thereafter the Board was bifurcated into four wings/organizations. Even then two wings of Head office and field cadre continued even to this day. Promotional opportunity of Circle Superintendent in the field wing is not made available for the purpose of promotion to the post of Under Secretary/Administrative Officer.

Petitioners' grievance should have been to provide avenue of promotion in the field cadre wing to the post of Under Secretary/Administrative Officer and not striking down of word Head Office in the impugned notification so as to take the benefit of promotional opportunity for the purpose of promotion to the post of Under

Secretary/Administrative Officer in the Head Office wing. The petitioners have no locus standi insofar as challenge to the impugned notification to the extent that "Head Office is required to be deleted for the reasons that petitioners are in field cadre wing and not in the Head Office cadre wing". Therefore, the petitioners have not made out a case so as to interfere with the impugned notification.

Accordingly, petition stands dismissed.

Reserving liberty to the petitioners to make necessary application or representation to the competent authority to provide avenue of promotion to the post of Under Secretary/Administrative Officer in the Filed Wing also. If such representation or application is made by the petitioners, the competent authority may look into it and take appropriate decision in order to avoid discrimination among the employees of the Head Office cadre wing and Field cadre wing.

08.05.2017
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned **Yes/No**

Whether reportable **Yes/No**