

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

CWP No.2651 of 2017

Date of Decision:14.02.2017

Suresh Chander

... Petitioner

Vs.

Chairman-cum-Managing Director and others

... Respondents

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

Present : Mr. Ajay Shekhawat, Advocate for the petitioner.

P.B. BAJANTHRI J. (Oral)

Grievance of the petitioner is relating to deemed date of promotion to the post of Assistant Lineman on par with his junior namely Shri Bhir Bhan.

In the tentative seniority list, name of the petitioner has been shown at serial No.152 whereas name of Shri Bhir Bhan has been shown at serial No.235. Ignoring the claim of the petitioner, who is stated to be senior Shri Bhir Bhan was promoted. He has been given deemed date promotion i.e. 26.6.2015.

Unless and until junior's promotion order dated 26.6.2015 is challenged in appropriate manner, petitioner cannot seek writ of mandamus to consider legal notice.

In this background, learned counsel for the petitioner seeks permission to withdraw the present petition with liberty to file fresh petition while challenging the promotion of junior Shri Bhir Bhan dated 26.6.2015.

Accordingly. petition stands dismissed as withdrawn reserving liberty to challenge junior's promotion.

14.02.2017
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No