

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

Sr. No.120

**Civil Writ Petition No.28280 of 2017**  
**DECIDED ON: December 13, 2017**

**RAJ KUMAR**

**..PETITIONER**

**VERSUS**

**STATE OF HARYANA AND OTHERS**

**...RESPONDENTS**

**CORAM: HON'BLE MR. JUSTICE JASPAL SINGH**

Present: Mr. R.S. Kundu, Advocate, for the petitioner.  
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**JASPAL SINGH, J. (ORAL)**

By virtue of the instant civil writ petition, preferred under Articles 226/227 of the Constitution of India, petitioner has sought the issuance of a writ in the nature of Mandamus directing the respondents to grant deemed promotion to the petitioner as Deputy Superintendent from the date of availability of vacancy and records as per Annexures P-2 & P-3 along with all consequential benefits and further directing the respondents to decide the representation dated 21.11.2016 (P-5).

2. The contention of learned counsel for the petitioner is that though the process for promotion of the petitioner along with some other employees was initiated in the year 2006 but it was not finalized till the date of his retirement on attaining the age of superannuation on 31.03.2017. Otherwise, petitioner is eligible and fulfill conditions of his promotion as

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Deputy Superintendent. Learned counsel for the petitioner further contends that inaction on the part of the respondents, petitioner also moved representation dated 21.11.2016 (P-5) but till date no conscious decision has been taken.

3. Instant petition is disposed of with a direction to respondent No.3 – Director General, Animal Husbandry and Dairying Department Haryana, Panchkula to consider the case of the petitioner in terms of representation dated 21.11.2016 (P-5) and take a conscious decision by passing a speaking order, within a period of three months from the date of receipt of a certified copy of this order.

4. However, if petitioner still feel aggrieved by any of the orders passed by the aforesaid authority, he shall be at liberty to approach this Court.

**December 13, 2017**  
*Ankur*

**(JASPAL SINGH)**  
**JUDGE**

|                                  |               |
|----------------------------------|---------------|
| <b>Whether speaking/reasoned</b> | <b>Yes</b>    |
| <b>Whether reportable</b>        | <b>Yes/No</b> |