

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

CWP No. 29074 of 2017
Date of Decision: 21.12.2017

Amit Kadian

.....Petitioner

Vs.

State of Haryana and others

....Respondents

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present: Mr. Baldev Singh Badhram, Advocate,
for the petitioner.

AMOL RATTAN SINGH, J. (Oral)

Learned counsel for the petitioner submits that for promotion as a Sub-Divisional Engineer, against one of the two posts of Sub-Divisional Engineers as fall to the quota of Junior Engineers (Electrical) who hold a degree, diploma holders have been promoted or are working on current duty charge, with the petitioner not being promoted despite being fully eligible.

In respect of the grievance of the petitioner, he is stated to have made a representation to the third respondent herein, i.e. the Chief Administrator, Haryana State Agricultural and Marketing Board, Panchkula, a copy of which is annexed as Annexure P-16, which is stated to have still not been decided.

Consequently, this petition is disposed of with a direction to the competent authority amongst the respondents to take a decision on the aforesaid representation, by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order, naturally dealing with the statutory rules, as also the instructions dated 02.11.2016 (Annexure P-11/A annexed with the petition), provided such

instructions are not contrary to the statutory rules.

In the meanwhile, pending decision of the representation, no other person shall be promoted to the post in question, from any other cadre.

It is also clarified that in case a speaking order has already been passed in the case of the petitioner, giving such detailed reasons, then only a short order need be passed now, annexing therewith the detailed order already passed (if any).

December 21, 2017

dharamvir

(Amol Rattan Singh)
Judge

Whether speaking/reasoned	: YES/NO
Whether Reportable	: YES/NO