

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

CWP No. 5708 of 2017 (O&M)

Date of Decision: 20.03.2017

Mohammad Rashid

...Petitioner

Versus

Punjab State Power Corporation Limited

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Naveen S. Bhardwaj, Advocate
for the petitioner.

JAISHREE THAKUR, J. (Oral)

It is contended that as per Punjab State Electricity Service of Engineers (Civil) Regulations, 1965, there was a provision for promotional quota to the extent of 9%, as per Un-amended Regulation 10.6, from amongst degree holders Junior Engineers (Civil). An office order came to be issued on 25.07.1991, revising the said quota from 9% to 5%, however, this amendment was notified in the year 2004, as per Section 79 of the Electricity Supply Act, 1948, which mandated the notification to be issued in the official gazette, if any amendment that has to be made. The said amendment was only brought into force vide a notification that was issued on 02.07.2004, however, reduction for promotional quota had been done w.e.f. 25.07.1991.

Learned counsel for the petitioner submits that promotional

posts, that have fallen between 25.07.1991 to 02.07.2004, ought to have been filled up by taking ratio of 9%, which was not done and claims recasting on the basis of 9% promotional quota. In this regard, the petitioner has already represented to the respondents-Corporation by preferring a legal notice dated 04.01.2017 (Annexure P-7), but the same is still pending consideration. Learned counsel for the petitioner limits his prayer that the said legal notice dated 04.01.2017 (Annexure P-7) pending before the respondents-Corporation, should be decided expeditiously.

I have heard learned counsel for the petitioner and in view of the limited prayer, without going into the merits of the case, I dispose of the instant writ petition by directing the respondents-Corporation to decide the legal notice dated 04.01.2017 (Annexure P-7) of the petitioner within a period of three months from the date of receipt of certified copy of this order, in accordance with law.

The petition stands disposed of in the above-said terms.

March 20, 2017

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No