

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 937 of 2017 (O/M)
Date of decision : 20.1.2017

Hardev Singh Petitioner (s)

Versus

State of Punjab and others Respondent (s)

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Avtar Singh Khinda, Advocate, for the petitioner.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

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KULDIP SINGH J. (ORAL)

The petitioner claims that when he was in service in the Defence Services Department, Punjab, as a Senior Assistant, some posts of Superintendent Grade-II were available, vide notification dated 28.11.2006, and a process to fill up the said posts was initiated in the year 2007 itself. However, the promotions were not done for one or the other reasons. The petitioner retired from service on 30.4.2010 on attaining the age of superannuation. The petitioner claims that now the department has returned his file in October, 2016, vide letter dated 20.10.2016 (Annexure-P-6), stating that his case was to be considered at par with one Hardeep Singh, Ex-Senior Assistant and his file has been consigned. Therefore, the service book of the petitioner was returned.

Heard.

I am of the view that assuming that some vacancies were available in the year 2007 for the post of Superintendent Grade-II, the

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promotion was to be done during the service of the petitioner. The petitioner was not promoted till his retirement on 30.4.2010. If he was aggrieved of the fact that he is being denied of the promotion, he should have come to the Court during his service, as after his retirement, he cannot be promoted thereafter on the ground that in the year 2007, the vacancy was available and he was not promoted. Therefore, there is no ground to interfere in the impugned letter dated 20.10.2016 (Annexure-P-6). Hence, the present writ petition is dismissed.

(KULDIP SINGH)
JUDGE

20.1.2017
sjks

Whether speaking / reasoned : Yes

Whether Reportable : No