

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CM No.18679 of 2017 and
CWP No.2559 of 2011 (O&M)
Date of Decision: 18.1.2018

Kirti Parkash Dahiya

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr.Ranjit Saini, Advocate for the petitioner

Mr.Harish Rathee, Sr.DAG, Haryana

RAJIV NARAIN RAINA, J. (Oral)

CM No.18679 of 2017

This is an application for early hearing. CM is allowed.

Main case taken up for final disposal today itself.

CWP No.2559 of 2011

1. I have heard learned counsel for the parties and perused the paper-book.

2. The petitioner joined service as Junior Engineer on 24th August, 1999. The petitioner obtained the engineering Degree of Bachelor of Technology from the Indira Gandhi National Open University through Distance Education in June, 2008. The petitioner is now seeking promotion to the post of Sub Divisional Engineer on the basis of the aforesaid Degree. The matter is no more res integra. The Supreme Court in **Vijay Kumar and others vs. Kartar Singh and**

others (Civil Appeal Nos.17902-17905 of 2017 decided on 3rd November, 2017) arising out of the decision of this Court in *Kartar Singh vs. Union of India and others* has upheld the view of this Court ruling authoritatively that the engineering/technical degrees obtained through distance education mode from study centres etc. cannot be used for the purpose of promotion in service matters. In this view of the matter, this writ petition is without substance and is accordingly dismissed.

18.1.2018
MFK

(RAJIV NARAIN RAINA)
JUDGE

Whether speaking/reasoned

Yes

Whether Reportable

No