

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

CWP No. 16949 of 2014.

Date of Decision: 13.12.2018.

Radhey Shyam	...	Petitioner
Versus		
State of Punjab and others	...	Respondents

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. I.D. Singla, Advocate,
for the petitioner.

Ms. Bhawna Gupta, DAG Punjab.

JITENDRA CHAUHAN.J.(ORAL)

The sole contention of the petitioner is that there are no prospects for further promotion in the cadre of Mali as there is no further promotion.

It is apposite to mention here that initially, this petition was filed by three petitioners, namely, Chamkaur Singh, Radhey Shyam and Barsati Lal. However, vide CM-12754-2015 names of petitioner Nos. 1 & 3, namely, Chamkaur Singh and Barsati Lal were sought to be withdrawn. Vide order dated 30.11.2015 the names of petitioner Nos. 1 & 3 were ordered to be struck off from the array of the petitioners.

The learned State counsel refers to paragraph No.3 of the written statement which is reproduced as under:-

“3. That there is promotional channel to the post of Mali-cum-Chowkidar. The post of Mali cum Chowkidar falls in the Group-D field worker, therefore, they can be promoted to the Clerical cadre. But prior to the

promotion to the clerical cadre, they have to fulfill the criteria laid down by the Govt. for the promotion to the post of Clerical cadre. The criteria is as under:-

i) 10+2 passed in any stream with Punjabi pass certificate of Matric level.

ii) Typing test in English and Punjabi 30 word per minute which shall be taken by the office of the Superintending Engineer concerned and thereafter on the recommendation of the Superintending Engineer, the office of the Chief Engineer also take test of typing of the recommended worker who had already passed their test in the office of Superintending Engineer.

The promotion will be made after passing the typing test in both the offices mentioned above.”

In view of above, it is manifestly established that the avenues are open for the petitioner for further promotion as Clerk subject to fulfilment of requisite conditions. Moreover, the petitioner has chosen not to represent to the department.

In this view of the matter, the present petition being without any substance is dismissed.

13.12.2018.
SN

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No