

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CWP No.10075 of 2018

Date of Decision:-02.07.2018

Parminder Singh & Anr.

.....Petitioners.

Versus

State of Punjab & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH.

Present:- Mr. Rajinder Sharma, Advocate for the Petitioners.

JASWANT SINGH, J.(ORAL)

Parminder Singh (petitioner no.1) and Gurpreet Singh (petitioner no.2) are stated to be substantively appointed to the post of Superintendent and Panchayat Officers in the Department of Rural Development and Panchayat, Punjab.

By filing the present writ petition they have laid challenge to the impugned orders dated 18.04.2018 (P-8) and 15.05.2018 (P-10) whereby the Drawing and Disbursing Officer powers for the post of BDPO-cum-Executive Officer entrusted to them earlier have been withdrawn.

Learned Counsel for the petitioners submits that the department has intermittently bestowed the BDPO powers upon them have wrongly withdrawn such powers without their being any complaint regarding their work and conduct or discharge of their duties.

After hearing learned Counsel for the petitioners no ground for

interference is made out.

It is conceded that the post of BDPO is governed by Punjab Rural Development and Panchayats (Group-A) Non Technical Service Rules 2002. The statutory rules provides 50% quota for promotion and 50% by direct recruitment. It is conceded that there is no channel of promotion to the post of BDPO from the rank of Superintendent or the Panchayat Officer. It is also conceded that the petitioners have never been given even the additional charge of the post of BDPO, only the Drawing and Disbursing Powers (DDO) were bestowed so as to overcome certain exigencies existing in the branches where the petitioners were posted. No doubt the recommendation vide P-2 have been made for amending the statutory rules to as to include the cadre of Superintendents and Panchayat Officers as a feeder cadre for promotion to the post of BDPO, the same however cannot provide any legal basis for the petitioner to claim the continuance of the powers of DDO. The action of the respondents to overcome certain administrative exigencies cannot be faulted with.

Dismissed.

(JASWANT SINGH)
JUDGE

July 02, 2018
Vinay

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>