

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

**CWP No.23226 of 2018
Date of decision :13.09.2018**

Kamal Singh

.....Petitioner

versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Sanjiv Gupta, Advocate for the petitioner.

RITU BAHRI, J. (Oral)

The petitioner is seeking direction to the respondents to consider him for promotion to the post of Clerk.

The grievance of the petitioner is that he was promoted to the post of Clerk on 08.11.2017 and joined on this post on 10.11.2017. Subsequently on a writ petition filed by Dharam Pal in CWP-26228-2017, his reversion was stayed. He was immediate junior to Dharam Pal and on account of his stay of reversion, the petitioner was also reverted to the lower post of Chowkidar. He has worked on the post of Clerk from 10.11.2017 to 08.12.2017. Dharam Pal died on 16.01.2018 and the post of Clerk has now become vacant and the petitioner is the senior most in the office of Chief Scientist Space Application Centre, CCS HAU Campus, Hisar. He made representations (Annexures P-7 to P-9) for considering him again for promotion to the post of Clerk.

Learned counsel for the petitioner has referred to the legal opinion mentioned in para 12 of the writ petition that on account of death of Dharam Pal, the petitioner can be considered to the post of Clerk since the post has become vacant and can promote to the next person in line.

Without expressing any opinion on the merits of the case, this petition

is being disposed of by giving direction to respondent No. 3 to consider

representations (Annexures P-7 to P-9) and the legal opinion within a period of four months from the date of receipt of certified copy of the order.

September 13, 2018
Divyanshi

(RITU BAHRI)
JUDGE

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