

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

CWP No.2805 of 2018

Date of Decision:-08.02.2018

Davinder Singh.

.....Petitioner.

Versus

Punjab Vidhan Sabha Secretariat & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Aman Dhir, Advocate for the Petitioner.

JASWANT SINGH, J.(ORAL)

Petitioner is working as Senior Assistant in the Secretariat of Punjab Vidhan Sabha. He claims that he is senior to Santosh Kumari and Jagjit Singh in the cadre of Senior Assistants. He further claimed that Smt. Santosh Kumari had been promoted as a Senior Assistant on 26.04.2005 from the rank of Junior Assistant or prior to the petitioner against the roster point reserved for Scheduled Caste, however, on the subsequent promotion of the petitioner on 7.6.2007 in the rank of Senior Assistant, he has to be placed above Santosh Kumari based on the Catch Up Rule as per the Instructions dated 10.10.2014 issued by the Government. As regards Jasjit Singh, petitioner concedes that he along with Jasjit Singh was promoted as Senior Assistant vide order dated 7.6.2007 and the petitioner being senior in the feeder cadre has been placed above Jasjit Singh.

It transpires that both Santosh Kumari and Jasjit Singh were promoted to the next higher post of Supdt. Grade-I vide order dated

one of the prescribed statutory qualification of being “a graduate”. Subsequently w.e.f. 06.12.2017 an amendment has been made to the Service Rule, whereby **non graduate** senior assistants with an experience as such for a minimum period of 10 years have been made eligible for promotion as Superintendent Grade-I. The petitioner claims to have acquired the qualification of a Graduate in April 2017, therefore, claims promotion to the post of Supdt. w.e.f. the date when his aforesaid juniors were promoted.

After arguing for sometime, learned Counsel for the petitioner prays for permission to withdraw the present petition in order to pursue his representation with the Punjab Vidhan Sabha.

Dismissed as withdrawn.

(JASWANT SINGH)
JUDGE

February 08, 2018
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<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>