

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

CWP No.28568 of 2018(O&M)

Date of Decision:-06.12.2018

Major Parminder Singh.

.....Petitioner.

Versus

State of Punjab & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Arvind Kashyap, Advocate for the Petitioner.

JASWANT SINGH, J.(ORAL)

Petitioner stands promoted as Superintendent Grade-II (General) vide order dated 26.5.2016 (P-2). The post was earlier known with the designation of Assistant Superintendent (General) and is governed by the provisions of Punjab District Service (Class-III) Rules 1976 (for short 1976 Rules) issued by the Department of Revenue, Punjab. The 1976 Rules also provides for a post of Superintendent Grade-II (Revenue & Record), requirement for which *inter alia* is experience of working on the Revenue side. Both the posts are in the identical pay scale and the posting as claimed are interchangeable, provided the employee fulfills laid down qualification for promotion as Superintendent Grade-II (Revenue & Record). Since the petitioner possesses the requisite experience in the revenue side, he is seeking a Mandamus for directing the department to post the petitioner on the revenue side.

After arguing for sometime, realising that no Mandamus can be issued for posting order, learned Counsel for the petitioner prays for permission to withdraw the present petition to enable his client to pursue his remedy on the administrative side.

Dismissed as withdrawn with aforesaid liberty.

(JASWANT SINGH)
JUDGE

December 06, 2018
Vinay

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