

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

CWP No.402 of 2018

Date of decision: 11.01.2018

Gurjinder Singh

... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

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

ARUN PALLI, J. (Oral)

The petitioner was appointed as Junior Engineer (Civil) on 1.1.2009. He joined the respondent department on 1.2.2009. He represented to the competent authority for permission to qualify B.Tech (Civil) examination, which was granted by the department on 28.6.2013. Petitioner purports to have qualified B.Tech (Civil) in 2016.

The case set out by the petitioner is that vide letter dated 27.7.2017 (Annexure P-3), he represented to the Executive Engineer, Sarasvati Heritage Division No.2, Kurukshetra, to incorporate/mention the degree he has acquired in his service book, so as to enable him to claim the benefits like seniority, promotion etc. Accordingly, the requisite papers in this regard were forwarded by the Executive Engineer to the Superintending Engineer, who, in turn, referred the matter to the Engineer-in-Chief, vide letter dated 2.8.2017 (Annexure P-5). In the meanwhile, the petitioner, vide representation dated 15.9.2017 (Annexure P-7), apprised the Engineer-in-Chief that certain persons, who happen to be senior to the

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petitioner, have since been promoted to the post of SDO and, therefore, it was necessary that the B.Tech (Civil Engineering) degree he has acquired, be mentioned/incorporated in his service record, lest any prejudice is caused to his interest while making next promotion. But to no avail. However, in the meanwhile, vide order dated 30.12.2017 (Annexure P-6), respondent department have promoted certain Junior Engineers to the post of SDO even though they were junior to the petitioner. Learned counsel for the petitioner submits that the petitioner has not represented to the respondents, post passing of the order dated 30.12.2017, as regards his grievance.

That being so, the petition is disposed of with the liberty to the petitioner to represent to the respondents in this regard. In the event, any such representation is indeed made, the same shall be considered and decided, in accordance with law, within a period of eight weeks from the receipt of said representation. In the event, the claim of the petitioner is declined, the authorities shall pass a comprehensive order assigning reasons in support thereof.

(Arun Palli)
Judge

11.01.2018
AK Sharma

Whether speaking / reasoned: YES

Whether Reportable: NO