

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 9016 of 2018

Date of Decision: 02.05.2018

Rajpal

...Petitioner

Vs.

State of Haryana and others

...Respondents

CORAM:- HON'BLE MR.JUSTICE RAJIV NARAIN RAINA

Present: Mr. Vikram Rana, Advocate,
for the petitioner.

RAJIV NARAIN RAINA, J. (Oral)

1. The petitioner has approached this Court for grant of grade pay of driver as well as benefit of ACP w.e.f. 18.06.2007. The petitioner had been initially appointed as Beldar w.e.f. 17.03.1981 on work charge basis and was brought to regular work charge w.e.f. 01.01.1998 in the office of Executive Engineer, Provincial Division PWD B&R, Panipat.

2. The petitioner was promoted as driver in the scale of 4000-100-6000 from the post of Cleaner, however, the promotion is on adhoc basis until the regular incumbents are posted on selection by the Haryana Subordinate Services Selection Board, Haryana, Chandigarh. This adhoc promotion was granted after the passing of the order dated 25.04.2007 rejecting his claim in a decision made by the authority on directions of this Court in the petitioner's earlier writ petition bearing CWP No. 19248 of 2006 which was disposed of by the Division Bench of this Court issuing directions in a time bound manner to decide the

legal notice dated 04.07.2006 filed by the petitioner. The claim was rejected by a speaking order.

3. It is not known whether regular incumbents joined.

4. The petitioner served a legal notice dated 27.11.2017 (Annex. P-6) to the respondents. Since the petitioner has already submitted a legal notice then it would be appropriate to direct the competent authority amongst the respondents to take a decision on the legal notice and pass an order assigning reasons for the conclusions reached on the prayers of the petitioner. Let the decision be taken within two months from the date of receiving of certified copy of the order.

5. With the above observations and directions, the present petition is disposed of.

(RAJIV NARAIN RAINA)
JUDGE

02.05.2018

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