

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Letters Patent Appeal No. 10 of 2018 (O&M) in
CWP No. 2138 of 2013
Date of decision: 9.1.2018

Kuldeep Singh

.. Petitioner

v.

State of Haryana and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE B. S. WALIA

Present: Mr. Surender Pal, Advocate for the appellant.

...

Rajesh Bindal J.

The order passed by the learned Single Judge dismissing the writ petition claiming promotion to the post of Elementary Headmaster, has been impugned in the present appeal.

The appellant is presently working as Hindi Teacher. He possesses qualifications of Matric, Senior Secondary, Honours in Hindi (Prabhakar) and Language Teaching Course, whereas the rules relevant for promotion to the post of Elementary Headmaster require that a candidate should possess B.A./B.Sc. with at least 50% marks and one year of Bachelor in Education (B.Ed.). Admittedly, the appellant is not having B.Ed. qualification. His prayer is that his diploma in Hindi Language Teaching Course should be treated as equivalent to B.Ed. and he should be promoted.

The learned Single Judge has considered that argument and finding that the rules do not provide for the words “or any other equivalent qualification” and being sacrosanct, no other qualification possessed by a candidate can be treated equivalent for promotion to the post of Elementary Headmaster. There is no error in the order passed by the learned Single Judge.

Further, there is delay of 309 days in filing the appeal, for which there is hardly any reasonable ground made out.

For the reasons mentioned above, the application for condonation of delay as well as the appeal are dismissed.

(Rajesh Bindal)
Judge

(B. S. Walia)
Judge

9.1.2018
mk

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