

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-1272-2019

Date of decision: 17.01.2019

Jugbir

...Petitioner

Versus

Haryana Power Generation Corporation and others ...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Dr. D.S. Chahal, Advocate for the petitioner.

Ritu Bahri, J. (Oral).

The petitioner is seeking direction to the respondents to change the post of the petitioner from Peon to LDC as per the policy of Rehabilitation and Resettlement dated 09.11.2010 (Annexure P-1) and to implement the announcement made by the Chief Minister on 19.05.2007, it has been decided to give employment to one member of each of the familieis of village Khedar in thermal plant, whose land has been acquired for setting up Rajiv Gandhi Thermal Power Plant on the basis of qualification and eligibile criteria (Annexure P-2). Pursuant to the instructions dated 05/06.07.2007, applications were received. The Deputy Commissioner, Hisar vide letter dated 24.05.2011 supplied a list of 133 land outstee of 2 acres or more land. The family of the petitioner was in the list of outstees who had contributed 2 acres of land or more. On 26.07.2011, the petitioner was appointed to the post of Peon and his appointment letter for the post of Peon is at Annexure P-5. Thereafter the petitioner completed 10+2 in the year 2005 and also completed one year diploma in basic computer application in the year 2011 as per certificate (Annexure P-6 colly). Now the petitioner became eligible to be appointed as LDC. The

petitioner thereafter came to know that some of the persons who have passed 10+2 and having computer diploma were appointed as LDC.

Learned counsel for the petitioner has placed on record order dated 03.05.2016 passed by this Court (Annexure P-7) whereby directions were given in the case of ***CWP-6669-2016 Sunil Kumar V/s. Haryana Power Generation Corporation Limited and others*** to consider his representation for changing his post from Peon to Clerk. Pursuant to the direction given by this Court (Annexure P-7), the respondents have changed the post of Sunil Kumar from Peon to LDC vide order dated 28.06.2016 (Annexure P-8). Similar benefit has been extended to another person after direction given by this Court in ***CWP-21602-2016 Sunil Kumar V/s. Haryana Power Generation Corporation Ltd. and others*** (Annexure P-9) and the offer of appointment has been annexed as Annexure P-10. Vide order dated 17.07.2017 (Annexure P-11), offer of appointment for the post of LDC instead of Peon has been given to one Sh. Rajeev S/o Sh. Subhash Chander (Annexure P-11).

The petitioner has made a representation dated 07.01.2019 (Annexure P-15) to the respondents in this regard.

Notice of motion.

Mr. Deepak Manchanda, Advocate accepts notice on behalf of the official respondents.

At this stage, this petition is being disposed of by giving direction to the respondents to treat this petition as representation of the petitioner and pass speaking order in accordance with law within a period of six months from the date of receipt of certified copy of this order.

17.01.2019
Divyanshi

(RITU BAHRI)
JUDGE

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