

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 1451 of 2019

Date of Decision : 21.01.2019

Ram Kishan Jain

...Petitioner

Versus

The State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Jagbir Malik, Advocate for the petitioner.

Harsimran Singh Sethi, J.(Oral)

The present writ petition has been filed by the petitioner claiming that he was senior to one Bhim Singh in all the cadre during his service career.

Learned counsel for the petitioner states that the petitioner retired from service on 31.07.2007 as Accounts Clerk.

The grievance of the petitioner is that vide order dated 18.07.2012 (Annexure P-2), after the retirement of the petitioner, the said Sh. Bhim Singh, who was junior to the petitioner, has been given promotion as Deputy Superintendent and Circle Superintendent on 26.07.1997 and 11.04.2007 respectively when the petitioner was in service and, therefore, petitioner being senior to said Sh. Bhim Singh also becomes entitled for the said benefit.

Learned counsel for the petitioner states that for the relief which has been claimed in the present writ petition, the petitioner has served upon the respondents a legal/advance notice dated 16.09.2018

(Annexure P-4) and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the legal notice served by the petitioner.

Without going into the merits of the case or expressing any opinion to the entitlement of the petitioner in respect of the claim prayed in the present writ petition or in the legal notice, the present writ petition is disposed of with a direction to the respondents to pass an appropriate speaking order on the claim raised by the petitioner in the legal/advance notice dated 16.09.2018 (Annexure P-4) within a period of three months from the date of receipt of certified copy of this order.

In case after the order, it is found by the respondents that the petitioner is entitled for any monetary benefits, the same should also be released to him within a period of next three months.

The writ petition stands disposed of.

January 21, 2019
kanchan

(HARSIMRAN SINGH SETHI)
JUDGE

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