

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

304

**CWP No.16298 of 1995
Date of decision: 01.11.2019**

Gurmail Singh

.....Petitioner

versus

State of Punjab and others

....Respondents

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Anant Kataria, Advocate for
Mr. Vinod Kataria, Advocate
for the petitioner.

Ms. Deepali Puri, Addl. A.G., Punjab.

Mr. B.S. Patwalia, Advocate
for respondents No.4 to 6.

GIRISH AGNIHOTRI, J.

The present Writ petition has been filed under Article 226 and 227 of the Constitution of India praying for issuance of writ in the nature of mandamus for directing respondents No.1 to 3 to transfer and appoint the petitioner as Naib Tehsildar in accordance with Rule 7 of the Punjab Naib Tehsildar Class III Service Rules, 1984. It was also prayed that writ in the nature of certiorari be issued for quashing the posting/promotion orders of respondents No.4 to 6 as Naib Tehsildars who were juniors to the petitioner and have been illegally appointed as Naib Tehsildar by ignoring claim of the petitioner.

2. Written statement dated 25.01.1996 was filed on behalf of

respondents No.1 to 3. In Para-1 of the written statement, it is stated that the petitioner has been promoted as Deputy Collector in the pay-scale of 2100-3700 vide order dated 18.12.1995, issued by the Principal Secretary, Irrigation and Power, Punjab. A copy of the said order has been attached as Annexure R-1. It has been further contended that the pay-scale of Naib Tehsildar is 1800-3200 to which the petitioner is staking claim in the present writ petition.

3. On hearing learned counsel for the parties, it has been brought to the notice of this Court that pay-scale of the post of Naib Tehsildar being 1800-3200 to which the petitioner had put his claim, but he having been promoted as Deputy Collector in the pay-scale of 2100-3700 on 18.12.1995, no further orders are called for in the present writ petition.

4. The present writ petition is disposed of accordingly.

(GIRISH AGNIHOTRI)
JUDGE

01.11.2019
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Whether speaking/ reasoned:	Yes/No
Whether Reportable:	Yes/No