

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

LPA-880-2019 (O&M)

Date of decision:- 09.07.2019

Jai Bhagwan and others

...Appellants

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE KRISHNA MURARI, CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN PALLI

Present:- Mr. R.S. Sangwan, Advocate,
for the appellants.

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KRISHNA MURARI, C.J. (ORAL)

This intra-court appeal under clause X of the Letters Patent is directed against the judgement and order dated 11.02.2019 passed by the learned Single Judge dismissing the writ petition filed by the appellants seeking direction to the State-respondents to provide appropriate avenues of promotion from the post of Chowkidar to Pump Operator or some other suitable posts available in the department.

2. Admittedly, the appellants were engaged in the department to work as Chowkidar on work-charge basis and subsequently their services were also regularized. Learned Single Judge finding that there are rules already providing promotional avenues in the department for promotion of Group D employees to a higher post subject to the condition that the incumbent possesses necessary qualification and since admittedly some of the appellants are illiterate and some are under matric and they do not possess necessary qualification for being considered for promotion and hence cannot be promoted. In order to offset, even they have already been

granted the benefit of 1st/2nd/3rd ACPs on completion of 10/20/30 years of service and, thus, they stand adequately compensated for non-availability of avenues of promotion. In the facts of the case, we do not find any illegality in the judgement of the learned Single Judge, which may require our interference.

3. The appeal accordingly fails and stands dismissed.

(KRISHNA MURARI)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

09.07.2019
Amodh

whether speaking/reasoned	Yes/No
whether reportable	Yes/No