

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CWP No. 10206 of 2019

Date of decision :15.05.2019

Gurmej Singh

...Petitioner(s)

versus

State of Haryana and others

...Respondent(s)

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Vaneet Soni, Advocate for the petitioner.

RITU BAHRI, J. (Oral)

The grievance of the petitioner is that respondent No. 4-Balak Ram who is at sr. No. 1 in the tentative seniority list dated 13.07.2018 (Annexure P-5 colly) has been promoted from the post of Assistant Secretary to the post of Deputy Superintendent and thereafter as Superintendent. The petitioner is at sr. No. 7 and has been promoted as Assistant Secretary w.e.f. 14.10.2013. The tentative seniority list has been issued on 13.07.2018 and till date the objections have not been decided. The petitioner is senior to Balak Ram and is being ignored for promotion only on the ground of tentative seniority list. The objections/representations have been given by the petitioners on 19.07.2018 (Annexure P-6), 17.07.2015 (Annexure P-7), 15.03.2017 (Annexure P-8) and 17.12.2018 (Annexure P-12). The petitioner has clarified in these representations that he was appointed as Steno-typist, promoted as Assistant and thereafter promoted as Assistant Secretary whereas respondent No. 4-Balak Ram was appointed as Peon, promoted as Clerk, then Auditor, and thereafter promoted as Assistant Secretary. Both the petitioner and respondent No. 4 could be promoted to the post of Assistant Secretary as per Sub Rule 6 of Rule 9 of the Transport Department notification dated 22.01.1998. However

after being promoted as Assistant Secretary, their seniority has not been rightly fixed.

At this stage, this petition is being disposed of by giving direction to respondent No. 2 to pass speaking order on the representations dated 19.07.2018 (Annexure P-6), 17.07.2015 (Annexure P-7), 15.03.2017 (Annexure P-8) and 17.12.2018 (Annexure P-12) within a period of six months from the date of receipt of certified copy of this order.

15.05.2019
Divyanshi

(RITU BAHRI)
JUDGE

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