

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

CWP-20255-2017

Date of Decision: 24.01.2019

Surjit Singh

... Petitioner

Vs.

Haryana Power Generation Corporation Limited and others

... Respondents

CORAM : HON'BLE MS. JUSTICE RITU BAHRI

Present : Mr. Shvetanshu Goel, Advocate
for the petitioner.

Mr. Piyush Bansal, Advocate
for the respondents.

RITU BAHRI, J. (Oral)

The petitioner has filed this petition for issuance of directions to the respondents to grant the regularization/promotion of the post of Helper Grade-I, P.A.-II, P.A-I and Operator-II from the date when junior to the petitioner was promoted and release all the arrears there of together with interest @ 18% per annum within stipulated period.

The petitioner was appointed as T-Mate on 01.01.1977. He was promoted as Assistant Pump Operator (Work Charge) on 4.1.1980. His services were regularized on 15.1.1986 as Helper Grade-I. The policy dated 7.8.1985 (Annexure R-1) is being placed on record by the respondents.

The petitioner is now seeking issuance of direction to the respondents to regularize/promoting his services at par with Shri Ram Mehar and Shri Chandan Prasad. The petitioner has sent a legal notice to the respondent. The claim of the petitioner has been rejected vide Annexure R-6 wherein it has been clarified that so far as the regularization and further promotion of the petitioner is concerned, the petitioner is not having the

qualification of Metric + 2 years ITI. As such, his promotion case from Helper Grade-I is to be considered as per policy dated 7.8.1985 of maintenance side. It is further clarified that Sh. Ram Mehar and Shri Chandan Parshad and Suresh Chand were promoted in operation side being having qualification of Metric + 2 years ITI whereas Shri Surjit Singh were promoted from maintenance side being illiterate. Therefore, the petitioner cannot be claimed parity at par the employees of operation side. Moreover, the petitioner has approached this Court for the relief as sought in the present petition almost after 30 years.

In view of the above facts and circumstances, the present petition is dismissed on merits as well as on account of delay and laches.

24.01.2019
rajeev

(RITU BAHRI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No