

Sr. No. 241

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

**CWP No.26443 of 2017 (O&M)
Date of Decision: 22.01.2019**

Nandjee Singh

... Petitioner

Versus

Bhakra Beas Management Board

... Respondent

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Petitioner in person.

Mr. Abhay Gupta, Advocate for
Mr. Amar Vivek, Advocate,
for the respondent.

ARUN MONGA, J.(ORAL)

The petitioner who is working as 'Hindi Translator' in the Irrigation Wing of Bhakra Beas Management Board (BBMB) has filed the present petition, *inter alia*, seeking a writ in the nature of certiorari to quash the impugned order dated 25.07.2017 vide which Pawan Kumar Sharma and Kashmir Singh Chauhan have been promoted as 'Hindi Officers'. Consequent thereto, he seeks a further direction to the respondent to promote him as a 'Hindi Officer'.

2. Per contra, learned counsel for the respondent states that the contentions of the petitioner are factually incorrect inasmuch as Pawan Kumar Sharma and Kashmir Singh Chauhan are senior to him and said seniority list has never been challenged by the petitioner till date.

3. Petitioner states that currently two posts are lying vacant and, therefore, even if the issue of seniority is not gone into, he is entitled to seek promotion qua the said post as per his seniority.

4. Be that as it may, without going into the issue of seniority, respondent-The Chairman, Bhakra Beas Management Board is directed to pass a speaking order by treating the contents of the present petition as his representation read with rejoinder particularly information provided under Right to Information Act (RTI) dated 16.02.2018 (Annexure P-9) wherein it has been stated that there are 04 number of posts of 'Hindi Officers' sanctioned in Bhakra Beas Management Board (BBMB).

5. Let the needful be done by passing a speaking order within a period of two months from today.

6. It is made clear that nothing observed above shall be construed as an expression of opinion on the merits of the case and the respondent is at liberty to pass the orders in accordance with law.

7. Disposed of.

(ARUN MONGA)
JUDGE

22.01.2019

vandana

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No