

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

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CWP No.24413 of 2019

Decided on : 13.12.2019

Bihari Lal

... Petitioner

Versus

Bhakra Beas Management Board and others

... Respondents

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present: Ms. Kulwinder Kaur, Advocate for
Mr. Naveen Batra, Advocate for the petitioner.

Mr. Sudhanshu Makkar, Advocate for the respondents.

G.S. Sandhawalia, J. (Oral)

The claim of the petitioner in the present writ petition filed under Articles 226/227 of the Constitution of India, is for consideration for promotion and for removing anomaly to consider at par with juniors, who were promoted to the post of Foreman. Release of arrears of retiral benefits by removing anomalies in salary are also prayed for.

Mr. Sudhanshu Makkar, Advocate puts in appearance on behalf of the respondents and points out that details of the juniors have not been mentioned in the representations/legal notices dated 05.07.2018 & 06.08.2018 (Annexures P-1 & P-2), but find mention in the writ petition.

However, a perusal of the writ petition would go on to show that name of the junior Hakim Singh, who was working as a Fitter and promoted to the post of Foreman and similarly Ashok Sharma son of Jagdish Sharma have been mentioned, who were promoted and were stated to be in higher scale, than the petitioner, who has retired on 31.07.2018.

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Keeping in view the above, since the petitioner has now for the first time pleaded the details as such of discrimination, it would be appropriate that the respondents decide the issue, which has been raised in the two representations/legal notices dated 05.07.2018 & 06.08.2018 (Annexures P-1 & P-2) and in the writ petition, within a specified period.

Accordingly, the present writ petition is disposed off with the above said directions. Needful be done within a period of 2 months from the receipt of the certified copy of this order. In case, the relief is found liable to be granted to the petitioner, the benefits be released, thereafter expeditiously. In case, the same is to be denied, then a reasoned order be passed and supplied to the petitioner.

Disposed off.

DECEMBER 13, 2019
Naveen

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No