

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.9534 of 2015 (O&M)
Date of decision : 25.1.2019

Darshan Singh and others

...Petitioners

Vs.

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr.Ramesh Malik, Advocate for the petitioners.

Mr.Harish Rathee, Sr.DAG Haryana.

RAJIV NARAIN RAINA, J. (ORAL)

When this matter came up for hearing on 18.12.2018, the following interim order was passed : -

“The State counsel made a statement before this Court in CWP No.19940 of 2013, Raj Singh Vs. State of Haryana and several other connected writ petitions that the matter in issue of promotion from Lecturers to Headmasters of High Schools was rendered infructuous by grant of relief to the petitioners in those petitions and promotions have been made w.e.f. 10.2.2014. The present petitioners claim the same relief although the Haryana State (Education School and Inspection Cadre) (Group-B) Service Rules, 2012 do not provide for promotions of Lecturers to the post of Headmasters, High Schools.

With this administrative precedent, which on the basis of order dated 14.5.2018 placed on record with C.M. Application No.7423 of 2018, the petitioners claim parity of treatment for promotion on the strength of Article 14 of the Constitution of India.

Let an additional affidavit be filed by the State within three weeks clarifying the position with proper justification in the additional affidavit. The petitioners are claiming promotion asserting that persons junior to them have been promoted as Headmasters.

The additional affidavit would also disclose whether the seniority list of Lecturers and Headmasters has been finalised or the promotions are being made on the strength of a gradation list alone.

To come up on 25.1.2019.”

Mr.Rathee states that there would be no necessity of filing an additional affidavit in view of order dated 21.1.2019 passed by the Additional Chief Secretary to Government of Haryana School Education, Department Chandigarh granting the relief which the petitioner claims in the petition. A copy of the order is retained on record as Mark A. The petition has been rendered infructuous and is dismissed as such.

25.1.2019

Meenu

(RAJIV NARAIN RAINA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No