

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

(118)

CWP-32210-2019

Date of Decision: November 06, 2019

Gurjant Singh and others

.. Petitioners

Versus

State of Punjab and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Gaurav Sharma, Advocate, for the petitioners.

HARSIMRAN SINGH SETHI, J.(ORAL)

In the present writ petition, the grievance of petitioners is that they were eligible for promotion to the post of Agriculture Extension Officers but the said benefit was denied to them and their juniors were promoted against 233 newly created posts of Agriculture Extension Officers.

Learned counsel for the petitioners argues that even after the promotion of the juniors, there were vacant posts and therefore though, as of now, petitioners have already retired but the claim of the petitioners for promotion from the date juniors were promoted, cannot be defeated merely on the ground that the petitioners have already retired on attaining the age of superannuation. Learned counsel for the petitioners further argues that petitioners being senior had a preferential right for promotion to the post of Agriculture Extension Officers w.e.f. 04.03.2014, when their juniors were promoted. Counsel for the petitioners prays that a direction be issued to the respondents to promote the petitioners as Agriculture Extension Officers w.e.f. the date persons junior to them were promoted with all consequential benefits.

Learned counsel for the petitioners states that for the relief which has been claimed in the present writ petition, the petitioners have served the respondents with a legal notice dated 09.01.2019 (Annexure P-4) which is still pending consideration with the respondents and the petitioners will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the said legal notice by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioners for the relief which has been claimed by them in the legal notice dated 09.01.2019 (Annexure P-4), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 09.01.2019 (Annexure P-4), within a period of three months from the receipt of certified copy of this order.

November 06, 2019

harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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