

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No. 33454 of 2019
Date of decision : 18.11.2019

Raj Singh and others

....Petitioners

Versus

The Haryana State Agricultural Marketing Board and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr.P.L. Verma, Advocate for the petitioners.

Harsimran Singh Sethi, J. (Oral)

The grievance, which is being raised in the present writ petition is that due to the pendency of charge sheet, the petitioners were not promoted when their juniors were promoted in the year 2009 and ultimately, in the charge sheet, minor punishment has been imposed, which cannot be treated as an embargo for promotion and, therefore, the petitioners are entitled for promotion to the post of Mandi Supervisor with effect from the date when their juniors were promoted, description of which has been given in paragraph no.6 of the writ petition.

The prayer of the petitioners for issuance of directions to the respondents to consider the case of the petitioners for grant of benefit of promotion to the post of Mandi Supervisor with effect from the date when their junior were promoted.

Counsel for the petitioners states that for the relief which has been sought in the present writ petition, petitioners have served the respondents with a legal notice dated 15.02.2019 (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 respondent no.1 to decide the said legal notice by passing an appropriate speaking order.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioners in the legal notice dated 15.02.2019 (Annexure P-4), respondent no.1 is directed to decide the legal notice dated 15.02.2019 (Annexure P-4) by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order. In case after the decision, it is found that the petitioners are entitled for any monetary benefit, the same shall also be released to them within a period of next three months.

Present writ petition stands disposed of.

November 18, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? Yes/No
Whether reportable? Yes/No