

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

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CWP No.34038 of 2019

Date of Decision : 27.11.2019

Abdul Salam @ Abdul Salim @ Abdul Slam

....Petitioner

v/s

The State of Haryana and others

....Respondents

Coram : Hon'ble Mr. Justice B.S. Walia

Present: Mr. Randhir Singh Hooda, Advocate for the petitioner.

B.S. Walia, J. (Oral)

[1] Learned counsel contends that the petitioner was appointed as Clerk vide Order (Annexure P-1) dated 06.08.1990 and was promoted to the post of Sub Divisional Clerk on 05.03.2010 vide Order (Annexure P-3) dated 05.03.2010. Next promotion from the post of Sub Divisional Clerk is to the post of Senior Accounts Clerk. The petitioner, who fulfilled all eligibility conditions for promotion to the post of Senior Accounts Clerk was not promoted, instead persons junior to the petitioner on the post of Senior Accounts Clerk and Sub Divisional Clerk were promoted to the post of Senior Accounts Clerk vide Orders (Annexures P-4 to Annexure P-6) dated 21.12.2012, 13.06.2013 and 02.01.2014. On coming to know about juniors of having been promoted to the post of Senior Accounts Clerk, the petitioner submitted representations some of which are attached along with the writ petition as Annexure P-7 collectively dated 28.10.2014 and 03.11.2014. However, the same have not been decided, till date and now the respondents have initiated the process for finalizing the seniority on the post of Senior Accounts Clerk.

[2] Learned counsel contends that the petitioner submitted objections vide (Annexure P-11) dated 20.09.2019 and the same were forwarded by the Executive Engineer, Provincial Division, PWD (B&R) Branch, Nuh, Mehwar to Superintending Engineer, Hisar Circle, PWD (B&R) Branch, Hisar vide Annexure P-12 dated 25.09.2019 but the objections have also not been decided, till date.

[3] Learned counsel contends that in the circumstances, the petitioner would be satisfied, if the writ petition is disposed of at this stage, by directing respondent No.2 to consider and decide the objections (Annexure P-11) dated 20.09.2019, as were forwarded vide Annexure P-12 dated 25.09.2019 to the Superintending Engineer, PWD (B&R), Hisar, in accordance with law and in a time bound manner.

[4] Without commenting upon the merits of the claim, made in the objections (Annexure P-11) dated 20.09.2019, the writ petition is ***disposed of*** by directing respondent No.2 to consider and decide the objections (Annexure P-11) dated 20.09.2019, as were forwarded to the Superintending Engineer, Hisar Circle, PWD (B&R) Branch, Hisar vide Annexure P-12 dated 25.09.2019, in accordance with law, within a period of 02 months and take such further action in the matter, as may be warranted in the facts and circumstances of the case.

(B.S. Walia)
Judge

November 27, 2019
'Rajneesh'

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