

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(115)

CWP No. 34521 of 2019
Date of Decision : 27.11.2019

Satpal Singh

....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. N.C. Kinra, Advocate for the petitioner.

Harsimran Singh Sethi, J. (Oral)

The claim of the petitioner in the present writ petition is that petitioner is entitled for promotion to the post of Deputy Superintendent of Police with effect from the date, person juniors to the petitioner were promoted. Learned counsel argues that in the seniority list, which has been issued after the retirement of the petitioner, petitioner has become senior to various Inspectors in the Cadre of Inspector, who have been promoted to the post of Deputy Superintendent of Police vide order dated 24.06.2011 (Annexure P-1). The prayer of the petitioner is that once the person juniors to the petitioner, were promoted as Deputy Superintendent of Police during the service career of the petitioner, upon the change of the seniority, petitioner is also entitled for the grant of said benefit.

Learned counsel for the petitioner states that claiming the said

benefit of promotion to the post of Deputy Superintendent of Police with

effect from the date persons junior to the petitioner were promoted, petitioner had served upon the respondents a legal notice dated 20.07.2018 (Annexure P-12) and in pursuance to the said legal notice, the Director General of Police has already written to the Government on 03.05.2019 (Annexure P-13) that the petitioner is entitled for promotion to the post of Deputy Superintendent of Police as 5 persons junior to the petitioner were promoted, before the retirement of the petitioner. Learned counsel states that even after an expiry of more than six months, no order has been passed granting the benefit to the petitioner and the matter is kept pending without any valid justification. The prayer of the petitioner is for issuance of a direction to respondent No. 1 to finalize the request of the petitioner claiming promotion to the post of Deputy Superintendent of Police with effect from the date, the persons junior to him were promoted, in a time bound manner by passing an appropriate speaking order.

In view of the request made, without expressing any opinion on the merits of the case and the claim being made by the petitioner, the respondent No. 1 is directed to decide the legal notice dated 20.07.2018 (Annexure P-12) keeping in view the recommendations of respondent No. 2 dated 03.05.2019 within a period of three months from the date of receipt of a certified copy of this order.

Writ petition stands disposed of accordingly.

November 27, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? Yes
Whether reportable? No