

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.35136 of 2019
Date of decision: 03.12.2019

Ram Karan

...Petitioner

Versus

State of Haryana others

...Respondents

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

Present: Mr. Jawahar Lal Goyal, Advocate for the petitioner.

B.S. WALIA, J. (Oral)

1. Prayer in the writ petition is for the issuance of a writ of Mandamus directing the respondents to give antedated promotion to the petitioner as Principal, HES-II, w.e.f. 20.07.2007 or 13.07.2009 i.e. the date on which juniors of the petitioner were promoted as Principal along with all consequential benefits.

2. Learned counsel contends that the petitioner was promoted as Principal, HES-II, vide order Annexure P/1 dated 24.04.2012, whereas vide order Annexures P/3 and P/4, respondent No.3 and other similarly situated juniors of the petitioner were promoted as Principal, HES-II, w.e.f. 20.07.2007 and 13.07.2007 and despite the petitioner having served legal notice Annexure P/8 dated 16.07.2019, no decision has been taken on the same till date and that in the circumstances the petitioner would be satisfied if the writ petition is disposed of at this stage by directing respondent No.1 to consider

and decide the claim as made in legal notice Annexure P/8 dated 16.07.2019 in accordance with law in a time bound manner.

3. Notice of motion to respondent Nos.1 and 2 only. Mr. Harish Rathee, Sr. DAG, Haryana, accepts notice on behalf of respondent Nos.1 and 2 and states that he has no objection to the innocuous prayer made by learned counsel for the petitioner.

4. Without commenting on the merits of the claim or entitlement of the petitioner for promotion from the date claimed, the writ petition is disposed of by directing respondent No.1 to consider and decide the claim as made in legal notice Annexure P/8 dated 16.07.2019, in accordance with law, within three months from the date of receipt of certified copy of this order.

(B.S. WALIA)
JUDGE

03.12.2019

rajesh.k.khurana

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| 1. Whether speaking/reasoned | : | Yes/No. |
| 2. Whether reportable | : | Yes/No. |