

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

119

CWP-7026-2020

Date of Decision: 01.06.2020.

Balvinder Singh

....Petitioner.

Versus

State of Haryana and others

....Respondents.

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. S.K. Malik, Advocate for the petitioner.

Suvir Sehgal, J. (Oral)

The Court has been convened through video conferencing due to Covid-19 pandemic.

Petitioner has approached this Court for issuance of writ in the nature of certiorari for quashing of order dated 24.05.2018 (Annexure P5) vide which the case of the petitioner for promotion to the post of TGT Punjabi has been rejected on the ground that the petitioner does not possess the qualification of B.Ed, with teaching subject of Punjabi. This action of the respondents is alleged to be violative of Haryana School Education (Group-C) State Cadre Service Rules 2012.

Counsel for the petitioner submits that the petitioner is eligible for promotion to the post of Punjabi Teacher TGT and possesses the requisite qualification for the same. However, the Director Elementary Education, Haryana-respondent No.2 vide impugned action dated 24.05.2018 (Annexure P5) has illegally rejected the case of the petitioner

for promotion. He states that he has served a legal notice dated 07.01.2020 (Annexure P7) upon the respondents, but the same has not been decided so far. He further submits that the petitioner will be satisfied, in case a direction is given to respondent No.2 to decide the said legal notice by passing an appropriate speaking order in a time bound manner.

Without going into the merits of the claim of the petitioner or expressing any opinion thereon, the present writ petition is disposed of with a direction to respondent No.2 to pass an appropriate speaking order on the claim raised by the petitioner in legal notice dated 07.01.2020 (Annexure P7) within a period of four months of the date of communication of this order.

(SUVIR SEHGAL)
JUDGE

01.06.2020

komal

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No