

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

**CWP-26354-2017 (O&M)
Date of Decision:18.02.2020**

Roshan Lal & others

... Petitioners

Versus

State of Haryana & others

... Respondents

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Jasbir Mor, Advocate for the petitioners.

Mr. Kiran Pal Singh, AAG, Haryana.

....

TEJINDER SINGH DHINDSA, J. (ORAL).

Instant writ petition was filed in the year 2017 seeking a mandamus directing the official respondents to promote the petitioners to the post of Elementary School Head Masters w.e.f. 04.09.2017 i.e. the date their juniors i.e. private respondents No.4 to 49 have been so promoted. All consequential benefits have also been prayed for.

In para 2 of the writ petition, the service particulars of the petitioners in the nature of date of appointment as JBT, date of promotion/ joining as Sanskrit Teacher as also educational qualifications have been furnished. Furthermore, in para 8 of the writ petition, the details of the seniority numbers of the petitioners and the private respondents as per seniority list as C&V Teachers have been furnished to demonstrate that juniors have been granted the benefit of promotion while denying such benefit to the petitioners. There are also categoric averments in the petition that as per Haryana School Education (Group 'C') State Cadre Service Rules, 2012, all the petitioners are eligible to be considered for promotion.

Instant writ petition was came up for preliminary hearing on 20.11.2017. Notice of motion was issued for 29.11.2017 and State counsel had accepted the notice in Court and had been furnished a complete copy of the writ petition.

Inspite of a period of more than 26 months having elapsed, written response is not forthcoming.

Mr. Kiran Pal Singh, learned AAG, Haryana upon instructions from Ms. Renu Arya, Legal Assistant, Education Department, Haryana informs the Court that case of the petitioners for promotion to the post of Elementary School Head Masters w.e.f. 04.09.2017 is under active consideration. He furnishes an assurance that subject to eligibility, promotion orders would be issued in favour of the petitioners w.e.f. the date their juniors were so promoted within a period of 2 months from today.

Statement made by learned State counsel is accepted.

No further directions are required to be passed.

Writ petition is disposed of.

Pending application(s), if any. shall also stand disposed of.

18.02.2020

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

- | | | |
|-----|----------------------------|--------|
| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |