

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

107

**CWP NO.20977-2020(O&M)
Date of Order:07.12.2020**

**Raj Kumar
Petitioner**

..

Versus

State of Haryana and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Shivam Malik, Advocate,
for the petitioner.

Mr. Samarth Sagar, Addl.A.G.,Haryana

ANIL KSHETARPAL, J(Oral)

The hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

The writ petition, under Article 226 of the Constitution of India, has been filed claiming the following substantial relief:-

(iv) a writ in the nature of mandamus be issued directing the respondents to implement instruction dated 01.07.1997 AnnexureP3 in its true spirit and to consider the staff of Division eligible for promotion in Toxicology Division and to promote the petitioner to the post of Senior Scientific Officer (Chemistry) with effect from 15.07.2004, to the post of Assistant Director (Toxicology) with effect from 28.07.2009, and further to the post of Deputy Director with effect from 05.09.2016 with all consequential benefits and further for issuance of a direction to respondents to assign seniority to the petitioner with effect from 15.07.2004 in the cadre of Senior Scientific Officer (Chemistry) with effect from 28.07.2009 in the cadre of Assistant Director (Toxicology) and with effect from 05.09.2016 in the cadre of Deputy Director.”

The petitioner claims that he was appointed as Scientific Assistant in Chemistry Division of Forensic Science Laboratory, Madhuban, on 11.08.1998. Thereafter, he was promoted on 15.12.2000 as Senior

Scientific Assistant (Chemistry). He was further promoted on 19.12.2015 as Senior Scientific Officer (Chemistry). He was again promoted as Assistant Director (Chemistry), on 19.02.2014.

As noticed from the prayer, the petitioner, now, wants promotion to the post of Senior Scientific Officer (Chemistry), with effect from 15.07.2004, to the post of Assistant Director (Toxicology), with effect from 28.07.2009, and further to the post of Deputy Director with effect from 05.09.2016.

In the considered view of this Court, the relief sought suffers from huge unexplained delay and latches. Further, when the petitioner was promoted in the year 2000, 2005 and 2014, he never made any grievance.

Hence, no ground to issue the writ as prayed for.

Dismissed.

December 07, 2020
nt

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned
Whether reportable

: Yes/No
: Yes/No