

111 **In the High Court of Punjab and Haryana at Chandigarh**

(Proceedings conducted through Video Conference)

CWP-22501-2020

Date of Decision: 23.12.2020

Rajinder Singh

---Petitioner

versus

State of Punjab and others

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr. P. C. Yadav, Advocate
for the petitioner.**

Rekha Mittal, J.

Counsel for the petitioner would argue that the petitioner was entitled for promotion to the post of Clerk with effect from 03.01.2003 but he was promoted in the year 2015 whereas junior to the petitioner namely Vikas, who joined as Peon in the year 2001, was promoted to the post of Senior Assistant in the year 2015. He would inform that the petitioner made representation (Annexure P-10) but the same has not invited attention of the Deputy Commissioner, Ludhiana. He would state that the petitioner would be satisfied if a time bound direction is issued to respondent No. 3 to dispose of representation of the petitioner, by passing a speaking order.

Without examining merits of the case, present petition stands disposed of with a direction to respondent No. 3 to dispose of representation (Annexure P-10) within a period of two months from the date of receipt of certified copy of the order. Respondent No. 3 is directed to dispose of the

representation by passing a speaking order and in the light of relevant provisions of Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995. In case, claim of the petitioner does not find favour with the authority concerned, the petitioner would be at liberty to take recourse to remedy in law. In that eventuality, the respondents would be at liberty to take all available defences including delay and laches.

(Rekha Mittal)
Judge

23.12.2020

PARAMJIT

Whether speaking/reasoned : Yes

Whether reportable : Yes/No