

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-9244-2017

Date of decision: 22.01.2020

Gurnam Singh

...Petitioner(s)

V/s.

State of Haryana and another

...Respondent(s)

CORAM: HON'BLE MS. JUSTICE RITU BAHRI.

Present: Mr. I.D.Singla, Advocate
for the petitioner.

Mr. Harish Nain, AAG, Haryana.

RITU BAHRI, J. (Oral).

By this petition, the petitioner is seeking direction to consider him for promotion on the post of Assistant Mechanic as he was interviewed on 20.10.2015 by the Expert Committee.

On notice of this petition, written statement has been filed by the respondents. It is stated therein that petitioner was working as Helper Washing Boy and he was regularized on 01.10.2003 vide order dated 22.03.2004. With regard to promotion on the post of Assistant Mechanic, provisions of Haryana Transport Department (Group-C) Haryana Roadways, Service Rules, 1995 are followed. As per Rule 9, a person has to be Helper Mechanic for promotion to the post of Assistant Mechanic. In this backdrop, the petitioner could not be promoted as Assistant Mechanic. It is further stated that the request of the petitioner was on the basis of similarly placed person namely Ved Parkash who was promoted as Assistant Tyreman. However the case of Ved Parkash was considered and he was

reverted as Washing Boy vide order dated 20.09.2016. Hence, the petitioner cannot claim parity with Ved Parkash.

With respect to promotion avenues to the post is concerned, he being Group-D employees, has right of promotion to the post of Clerk. Further he had been granted three financial upgradations of higher posts on the basis of length of service i.e. 8 years, 16 years and 24 years under the relevant Haryana Civil Services (Assured Career Progression) Rule.

Since the petitioner does not fall under the feeder cadre post of Assistant Mechanic, his case cannot be considered for promotion.

Writ petition is dismissed.

(RITU BAHRI)
JUDGE

22.01.2020

Divyanshi

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No