

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

(107)

CWP No. 36391-2019

Date of Decision : 10.01.2020

Darshan Singh

....Petitioner

Versus

The Secretary, Punjab State Power Corporation Limited and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Amandeep Saini, Advocate for the petitioner.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner argues that when the petitioner was in service, his claim for promotion to the post of Lineman was sent by the department but the authorities did not finalize his case for promotion before he attained the age of superannuation on 31.01.2019. Learned counsel for the petitioner further argues that due to inaction on the part of the respondent-authorities, petitioner has been denied the benefit of promotion, though on the date when he retired, i.e. 31.01.2019, there was a post available in promotion quota and petitioner was senior most in eligible candidates. The prayer of the petitioner is to consider his claim for promotion to the post of Lineman in pursuance to the recommendations, which were made by the authorities, when he was in service and grant him the promotion to the post of Lineman with consequential benefits.

Learned counsel for the petitioner states that for the relief, which has been claimed in the present writ petition, petitioner has served the respondents with a legal notice dated 11.09.2019 (Annexure P-6), which is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the said legal notice.

In view of the request made, without expressing any opinion on the merits of the case and the claim being made by the petitioner, the respondents are directed to decide the legal notice dated 11.09.2019 (Annexure P-6) by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order.

Writ petition stands disposed of accordingly.

January 10, 2020
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? *Yes*
Whether reportable? *No*