

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

CWP-1284-2021(O&M)

Date of decision:21.01.2021

Surinder Singh

.....Petitioner

Versus

Punjab State Power Corporation Limited and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr.P.K.S.Phoolka, Advocate for the petitioner

ANIL KSHETARPAL, J.

The petitioner prays for issuance of a writ in the nature of 'Mandamus' directing the respondents to promote the petitioner to the post of Turbo Generator Controller w.e.f 21.01.2019. The petitioner claims that he was appointed as unskilled daily wager in the year 1981 and worked as such till 18.09.1986. He was promoted as unskilled work charge on 19.09.1986. He worked as such upto 22.08.1989. Thereafter, the petitioner was appointed as unskilled worker (regular) on 23.08.1989 and he worked as such till 31.08.1997. The petitioner was further promoted as a skilled worker (regular) w.e.f. 01.09.1987. The petitioner was thereafter promoted as Junior Plant Attendant on 22.01.2013. Thereafter, he was transferred to thermal plant at Lehra Mohabbat. The petitioner was promoted as Assistant Plant Attendant on 21.11.2018. The petitioner claims that he is entitled to be considered for promotion on completion of 3 years as Assistant Plant Attendant.

Although on the completion of three years as Assistant Plant Attendant, the petitioner becomes eligible to be considered for promotion as Turbo Generator Controller, however, the petitioner cannot as a matter of right claim a direction to the respondents to promote him. The promotion to a post depends upon the vacancy and availability of work. The respondents, in Annexure P-5, have already considered these aspects.

Keeping in view the aforesaid facts, no ground to issue the writ as prayed for is made out.

Disposed of.

21.01.2021

rekha

Whether speaking/reasoned

Whether Reportable

Yes /No

Yes / No

(ANIL KSHETARPAL)

JUDGE