

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CM-12080-CWP of 2021 in/ and
CWP No.6625 of 2020 (O&M)
Date of Decision: 21.12.2021

Kuldeep

..... Petitioner

V/s.

State of Haryana and Another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. S.K. Malik, Advocate
for the applicant-petitioner.

Mr. Harish Nain, AAG, Haryana.

1. Whether reporters of local papers may be allowed to see the judgment?
2. To be referred to the reporters or not?
3. Whether the judgment should be reported in the digest?

Lisa Gill, J. (Oral)

Though matters were being taken up through physical hearing mode today, this matter has been taken up through video conferencing on specific request of learned counsel and in terms of circular dated 14.09.2021.

CM-12080-CWP-2021

This is an application filed under section 151 to place on record order dated 12.09.2018 (Annexure P-9) in CWP No.12143 of 2016 and promotion order dated 30.07.2018 (Annexure P-10).

For the reasons mentioned in the application, same is allowed and Annexures P-9 and P-10 are taken on record.

CWP No.6625 of 2020

Present writ petition has been filed for issuance of a writ in the nature of mandamus directing the respondents to promote the petitioner to the post of TGT-English from the date alleged juniors/ persons similarly situated to the

petitioner have been promoted. It is submitted that the petitioner is fully eligible

as per applicable rules for promotion but is not being considered in an absolutely unjustified manner. Learned counsel further relied upon the decision in “**State of Haryana Vs. Sandeep Singh**” 2019 (6) SCC 453 to substantiate the petitioner’s case. It is further submitted that legal notice dated 01.12.2019 was also served upon the respondent but to no effect. However, at this stage, learned counsel for the petitioner restricts his prayer for a decision on legal notice dated 01.12.2019, submitted by the petitioner, in a time bound manner.

Learned counsel for the State does not raise any serious objection to the restricted prayer addressed.

Keeping in view the facts and circumstances of this case, but without any expression of opinion, this writ petition is disposed of with a direction to the competent authority to decide legal notice dated 01.12.2019 (Annexure P-7), within three months from receipt of certified copy of this order. In case of an order adverse to the petitioner, same be by way of a speaking order.

21st December, 2021

Sonia Puri

(LISA GILL)
JUDGE

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