

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

125

CWP-8888-2021

Decided on : 23.04.2021

Karan Singh

... Petitioner

Versus

State of Haryana & another

... Respondents

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present: Mr.Ravi Verma, Advocate, for the petitioner.

(The proceedings are being conducted through video conferencing,
as per instructions.)

G.S. Sandhawalia, J. (Oral)

Prayer in the present writ petition, filed under Articles 226/227 of the Constitution of India, is for issuance of directions to consider the case of the petitioner for promotion to the post of Head Master, Government High School w.e.f. 21.07.2020 (Annexure P-3) i.e. the date when his juniors were promoted. Reliance has been placed upon the judgment rendered in CWP-14905-2009 titled *Surinder Kumar & others Vs. State of Haryana & others*, decided on 27.03.2012 (Annexure P-5).

Counsel for the petitioner submits that petitioner was promoted as Lecturer in Economics vide order dated 04.12.2008 (Annexure P-1) and thereafter, on 16.06.2011 (Annexure P-2) was confirmed as Master (HES-III). It is his case that the judgment referred above would squarely cover his case and he has also served a legal notice dated 18.08.2020 (Annexure P-4) while placing reliance upon the said judgment, but no action has been taken by the respondents.

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

125

CWP-8888-2021

-2-

Notice of motion.

Mr. Shivendra Swaroop, A.A.G., Haryana accepts notice on behalf of the respondents.

Keeping in view the fact that it is claimed that the matter is covered by the judgment rendered in Surinder Kumar (supra) and the decision making process is still incomplete, this Court does not feel it necessary to call upon the respondents to file reply as it would only delay the decision making process.

Resultantly, the present writ petition is disposed of, directing respondent No.2 to take action on the legal notice dated 18.08.2020 (Annexure P-4), within a period of 3 months from the receipt of a certified copy of this order. In case the petitioner is entitled for the said benefits, necessary orders shall be passed. In case there is any legal impediment in granting the said benefits, reasoned order be passed by the said respondent and communicated to the petitioner.

APRIL 23, 2021

sailesh

**(G.S. SANDHAWALIA)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No