

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

112 - CWP-8783-2021 (O&M)

Date of Decision: 23.04.2021

Surinder Singh

... Petitioner

VS.

State of Haryana & Anr.

... Respondents

CORAM: HON'BLE MR.JUSTICE GIRISH AGNIHOTRI

Present: Mr. AS Tewatia, Advocate for the petitioner

Ms. Palika Monga, DAG Haryana

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video conferencing on account of restrictions due to outbreak of COVID-19 pandemic.

Petitioner-Surinder Singh has filed the present writ petition *inter alia* praying for a direction to respondent No.2 to decide his claim as made in the representations (P5 & P6) for fixing the seniority of the petitioner in 'specially-abled' (ortho) category, with consequential benefits.

Notice of motion.

On the asking, Ms. Palika Monga, DAG Haryana accepts notice through video conferencing. In view of the nature of order proposed to be passed, there is no necessity to call upon the respondents to file reply, at this stage.

Learned counsel for the petitioner, by making reference to the pleadings in the petition, submits that the petitioner was declared to be suffering from 40% disability by the competent medical board on 06.02.2002. The petitioner had filed an application under RTI Act seeking

some information. Thereafter an application dated 04.10.2020 was submitted *inter alia* stating therein that there are deficiencies in the seniority list. It was also submitted that as per the instructions, the seniority of the petitioner needs to be considered and fixed at Sr.No.6. He has submitted a representation on 04.10.2020 (P5) followed by another representation dated 12.10.2020 (P6).

Learned State counsel however, has brought to the notice of this Court that vide order dated 02.07.2020 (P4), it was *inter alia* pointed out that the petitioner's claim for promotion is not acceptable at this stage and it was further clarified that whenever the turn of the petitioner comes for promotion under the 'persons with disability category', he will be considered.

In view of the above and without commenting upon the merits of the case, the writ petition is disposed of with a direction to respondent No.2 – competent authority to look into the grievance of the petitioner as made in the representations (P5 & P6) *qua* fixation of seniority of the petitioner and decide his claim as expeditiously as possible maximum within two months from the date of receipt of certified copy of this order.

23.04.2021

Vvishal

1. Whether speaking/reasoned?

2. Whether reportable?

(Girish Agnihotri)

Judge

Yes/No

Yes/No