

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

**CWP No.9295 of 2021
Date of Decision:30.04.2021**

(Heard through Video-Conferencing)

Sanjay Kumar

...Petitioner

Versus

The State of Haryana & ors.

...Respondents

CORAM: HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

Present: Mr. P.L. Verma, Advocate,
for the petitioner.

MEENAKSHI I. MEHTA, J. (ORAL)

The petitioner has approached this Court, by way of the instant petition, to seek the relief of the issuance of a writ in the nature of mandamus directing the respondents to consider him for the promotion to the post of Sub Divisional Clerk from the post of Clerk w.e.f. 17.02.2021 i.e. the date when the persons, junior to him in service, have been so promoted and to grant him all the consequential benefits accordingly, while averring that he had initially joined the service in the respondent-department (as Class IV employee) and his services were regularized w.e.f. 01.02.1996 and thereafter, he was promoted to the post of Clerk vide order dated 31.12.2018 and now, he deserves to be promoted to the afore-mentioned post and though he has already served a legal notice dated 04.03.2021 (Annexure P-7) to the respondents for seeking the

afore-claimed benefit but the same has not yet been decided.

Mr. S.S. Pannu, DAG, Haryana, has joined the proceedings on behalf of respondents No.1 to 4 in this case, in pursuance of the copies of this petition having been sent to the respondent-State in advance.

Heard.

Learned counsel for the petitioner submits that the petitioner would be satisfied in case a direction is issued to respondent No.2 to look into and deal with/decide his said legal notice (Annexure P-7) within some specific time-frame.

Learned State counsel has no objection for the same.

Keeping in view the above-discussed prayer of learned counsel for the petitioner and without commenting upon the merits of the matter in hand, the present writ petition is hereby disposed of with a direction to respondent No.2-The Engineer-in-Chief, Public Works Department (Public Health) Branch, Panchkula, to look into and deal with/decide the said legal notice of the petitioner (Annexure P-7), in accordance with law/relevant rules, by passing a speaking order thereon, within a period of three months from the date of receipt of the certified copy of this order.

(MEENAKSHI I. MEHTA)
JUDGE

30.04.2021
monika

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No