

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(Through video conferencing)**

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CWP-9609-2021

Date of Decision: 10.05.2021

IMRAT KHAN

... Petitioner

VERSUS

STATE OF HARYANA AND ORS

... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Kanwal Goyal, Advocate
for the petitioner.

MANJARI NEHRU KAUL, J.(Oral)

Instant petition has been filed under Article 226 of Constitution of India *inter alia* seeking issuance of a writ in the nature of mandamus to the official respondents for promoting the petitioner to the post of Elementary School Headmaster (ESHM) with effect from the date he became eligible for such promotion under Mewat District School Education or in the alternative from the date from which his juniors were promoted by the order dated 26.04.2021 (Annexure P-10), out of which some posts under the ESHM agent cadre belonging to Nuh District (Mewat region) were wrongly filled up from masters/TGTs of rest of Haryana cadre.

Learned counsel for the petitioner has invited the attention of this Court to gradation list annexed as Annexure P-9/A uploaded on 01.01.2016 wherein the name of the petitioner has been shown at serial No.6069. He has further submitted that despite having served a legal notice dated 27.02.2021 (Annexure P-9) on the official

respondents, the same has been in vain as the impugned order dated 26.04.2021 (Annexure P-10) was passed ignoring the claim of the petitioner for promotion. Learned counsel further contends that he would be satisfied if the official respondents are directed to look into the claim of the petitioner and decide the legal notice 27.02.2021 (Annexure P-9) within a time bound manner.

Notice of motion.

Mr. Vishal Kashyap, AAG, Haryana, accepts notice on behalf of respondents-State.

Heard.

In view of the limited prayer made by learned counsel, the official respondents are directed to look into the claim of the petitioner and decide the legal notice dated 27.02.2021 (Annexure P-9) by passing appropriate speaking order at the earliest preferably within a period of three months and in case the petitioner is found entitled as per his claim, he would be extended the relief sought for within the next one month.

(MANJARI NEHRU KAUL)
JUDGE

10.05.2021
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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No