

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(110)

CWP-11636-2021

Date of Decision : July 05, 2021

Surender Kumar

.. Petitioner

Versus

State of Haryana and others

.. Respondents

(Through Video Conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Rajesh Punj, Advocate, for the petitioner.

Ms. Shubhra Singh, Addl. Advocate General, Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner prays that the petitioner is also entitled for promotion with retrospective effect in the cadre of Assistant as well as in the cadre of Superintendent.

Learned counsel for the petitioner submits that once a similarly situated employee Pradeep Kumar-respondent No.4 though, senior to the petitioner, has been granted the benefit of retrospective promotion in the cadre of Assistant as well as in the cadre of Superintendent, the petitioner being similarly situated is also entitled for the said benefit as there are enough vacancies to accommodate the petitioner as well by granting him retrospective promotion.

The prayer of the petitioner is for directing the respondents to grant the petitioner the benefit of promotion in the cadre of Assistant as well as in the cadre of Superintendent with retrospective effect.

Learned counsel for the petitioner submits that for the relief which has been claimed in the present writ petition, the petitioner has already approached the respondents by filing a legal notice dated 25.02.2021 (Annexure P-13) and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to respondent No.2 to decide the said legal notice by passing an appropriate speaking order.

Notice of motion.

Ms. Shubhra Singh, learned Additional Advocate General, Haryana, who has joined the proceedings through video conference, keeping in view the service of advance copy of petition, accepts notice on behalf of the respondents and raises no objection for deciding the legal notice of the petitioner in a time bound manner by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by him in the legal notice dated 25.02.2021 (Annexure P-13), the present writ petition is disposed of with a direction to respondent No.2 to decide the said legal notice dated 25.02.2021 (Annexure P-13) within a period of three months from the receipt of copy of this order.

July 05, 2021

harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No