

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(113)

CWP-11840-2021

Date of Decision : July 06, 2021

Lal Chand

.. Petitioner

Versus

Dakshin Haryana Bijli Vitran Nigam and others

.. Respondents

(Through video conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Samrat Malik, Advocate, for the petitioner.

Mr. Sharad Aggarwal, Assistant Advocate General, Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner submits that the petitioner is aggrieved against the action of the respondents in not giving him promotion with effect from the date his juniors have been promoted.

Learned counsel for the petitioner further submits that the petitioner is also having qualifications same as the other similarly situated employees who have been promoted as a Junior Engineer but the petitioner has not been granted the benefit of promotion only on the ground that the petitioner has a degree qualification obtained from the Institute of Mechanical Engineering, Bombay whereas the other employees, having the degree qualification from the same Institute, have already been considered and promoted as Junior Engineer by adopting a pick and choose method.

The prayer of the petitioner is for issuance of a direction to the respondents to consider and promote the petitioner as Junior Engineer with effect from the date the person junior to him have been promoted.

Learned counsel for the petitioner submits that for the relief which has been claimed in the present writ petition, the petitioner has already served a legal notice upon the respondents on 27.03.2021 (Annexure P-7) which is still pending consideration with the authorities 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.

Mr. Sharad Aggarwal, learned Assistant 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 27.03.2021 (Annexure P-7), the present writ petition is disposed of with a direction to respondent No.2 to decide the said legal notice dated 27.03.2021 (Annexure P-7) within a period of three months from the receipt of copy of this order.

July 06, 2021
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No