

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

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CWP-13906-2021

Decided on : 28.07.2021

Sandeep Kumar & another

... Petitioners

Versus

State of Haryana & another

... Respondents

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present: Mr.Sant Lal Barwala, Advocate, for the petitioners.

Mr.RKS Brar, Addl.AG, Haryana.

(The proceedings are being conducted through video conferencing, as per instructions.)

G.S. Sandhawalia, J. (Oral):-

Prayer in the present writ petition, filed under Articles 226/227 of the Constitution of India, is for grant of promotion as Trained Graduate Teacher Science on account of the fact that juniors have been promoted on 26.06.2017 (Annexure P-11).

Counsel submits that one junior-Ravi Parkash, who was appointed on 04.01.2011 and having seniority No.5412, has been provisionally promoted to the said post w.e.f. 18.03.2016, as per Annexure P-11. It is submitted that petitioners herein also joined on 04-05.01.2011 and are at merit Nos.1032 & 5173 but have not been given the benefit of promotion. It is further submitted that representations dated 14.08.2019 and 20.11.2020 (Annexure P-13) have been made to respondents No.1 & 2 for grant of the said benefit but of no avail.

Notice of motion.

Mr.Brar accepts notice on behalf of the respondents.

Keeping in view the fact that decision making process is still incomplete, this Court does not feel it necessary to call upon the respondents to file reply, as it would only delay the proceedings.

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Accordingly, without commenting upon the merits of the case or the entitlement of the petitioners, the present petition is disposed of, with directions to respondents No.1 & 2 to decide the representations dated 14.08.2019 and 20.11.2020 (Annexure P-13) and by treating the present writ petition as a representation, within a period of 3 months from the receipt of the certified copy of this order. In case the petitioners are found entitled for the said benefit, same be disbursed to them immediately thereafter. If there is any legal impediment and the benefit is to be denied, reasoned order be passed and communicated to the petitioners.

July 28, 2021
Sailesh

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No