

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

112

**CWP No.15464 of 2021
Date of decision:12.08.2021**

Jaid Mohd.

...Petitioner

Versus

State of Haryana and others

... Respondents

CORAM : Hon'ble Mr. Justice G.S.Sandhawalia

Present: Mr. M.D.Khan, Advocate,
for the petitioner.

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

G.S. Sandhawalia, J. (Oral)

By filing the present petition under Articles 226/227 of the Constitution of India, the petitioner seeks relief of consideration for promotion to the post of TGT (Urdu) with effect from the date his juniors have been promoted, with all consequential benefits.

It is the case of the petitioner that vide promotion orders dated 05.09.2018, 21.11.2019 and 19.12.2020 (Annexures P-2 to P-4), similarly situated persons and his juniors have been promoted. It is submitted that the petitioner was appointed on 21.09.2012 (Annexure P-1).

Counsel for the petitioner further submits that he would be satisfied if the legal notice dated 09.07.2021 (Annexure P-5) is decided in a fixed time frame.

Notice of motion.

Mr. Gaurav Jindal, Additional Advocate General, Haryana, accepts notice on behalf of the respondents-State and prays for time to have instructions.

Keeping in view the limited request made on behalf of the petitioner, this Court is of the considered opinion that there is no requirement for receiving reply on behalf of the respondents, which will only cause delay in the decision making process.

Accordingly, without commenting upon the merits of the case or the entitlement of the petitioner, the present writ petition is disposed of with direction to respondent no.2 to decide the legal notice dated 09.07.2021 (Annexure P-5) within a period of three months from today. In case the petitioner is found entitled for the said benefits, the same be granted to him.

In case the benefits are to be denied or there is any legal impediment, a reasoned order be passed and communicated to the petitioner.

August 13, 2021
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Whether speaking/reasoned:
Whether Reportable:

(G.S.Sandhawalia)
Judge

Yes/No
Yes/No