

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

CWP-25028-2021

Date of Decision: December 10, 2021

SHAMSHER SINGH

..... PETITIONER(s)

Versus

STATE OF HARYANA AND OTHERS

..... RESPONDENT(s)

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. S.K. Malik, Advocate
for the petitioner.

Ms. Kirti Singh, D.A.G., Haryana.

LISA GILL, J.

Though matters were being taken up through physical hearing mode today, this matter has been taken up through video conferencing on specific request of learned counsel and in terms of circular dated 14.09.2021.

Learned counsel for the petitioner submits that the petitioner, who was selected and appointed as JBT/ETT Teacher on regular basis on 01.02.1999, has been wrongly ignored for promotion to the post of TGT Sanskrit. Learned counsel for the petitioner refers to communication dated 28.06.2021 (Annexure P-11) by the Headmaster, Government Middle School, Mussa Khera, Fatehabad to the Block Education Officer, Jakhal, Fatehabad, recommending promotion of the petitioner to the post of TGT Sanskrit being fully eligible. Learned counsel for the petitioner submits that no action whatsoever is being taken to promote the petitioner despite he

being eligible for the same. Certain candidates junior to the petitioner have been promoted but petitioner has been ignored in an illegal and arbitrary manner. Learned counsel further submits that in this respect petitioner represented before the Department and also submitted legal notice dated 16.07.2021 (Annexure P-13), but to no avail. Learned counsel relies upon decision dated 12.09.2018 (Annexure P-15) to buttress the petitioner's claim. However, at this stage, learned counsel for the petitioner restricts his prayer for a decision on the legal notice dated 16.07.2021, in a time bound manner.

Notice of motion.

Ms. Kirti Singh, D.A.G., Haryana, accepts notice on behalf of all the respondents. Advance copy of the writ petition stands served. Learned counsel for the State does not raise any serious objection to the restricted prayer addressed.

Keeping in view the facts and circumstances of this case, but without any expression of opinion this writ petition is disposed of with a direction to the competent authority to decide legal notice dated 16.07.2021 (Annexure P-13), within three months from receipt of certified copy of this order. In case of an order adverse to the petitioner, same be by way of a speaking order.

10.12.2021

Sunil

(LISA GILL)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No