

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

120

CWP-3157-2022

Date of decision : 21.02.2022

Anil Kumar

... Petitioner

Versus

State of Haryana and others

... Respondents

=====

IN VIRTUAL COURT

=====

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr.Kshitij Sharma, Advocate
for the petitioner.

RAJBIR SEHRAWAT, J. (ORAL)

Instant petition has been filed under Articles 226/227 of the Constitution of India seeking issuance of a writ of mandamus directing the respondent No.2 to consider the case of the petitioner for promotion to the post of SDE (Civil) w.e.f. 22.09.2016 as his junior stands promoted from the said date vide order dated 18.03.2021 (Annexure P-13). It is further prayed that the authorities be directed to release the financial benefits towards arrears of salary, revised pensionary and retiral dues as a result of the promotion to the post of SDE (Civil) w.e.f. 22.09.2016. It is also prayed that the official respondents be directed to decide the representations dated 13.04.2021 and 15.06.2021 (Annexures P-14 and P-15 respectively).

At the outset, counsel for the petitioner submits that, at this stage, the petitioner would be satisfied if the respondents take a conscious decision on the representation of the petitioner dated 15.06.2021 (Annexure P-15) and pass a speaking order thereon, within a time bound frame.

In view of the above, the present petition is disposed of with a direction to respondents No.2 and 3 to decide the representation (Annexure P-15) of the petitioner dated 15.06.2021 and take a conscious decision thereon by passing a speaking order; within a period of three months from the date of receipt of the certified copy of this order.

It is further ordered that if the petitioner is found entitled to any pecuniary benefits upon such a conscious decision; then the said pecuniary benefits shall also be released to the petitioner within a further period of three months; from the date of such conscious decision of the authorities.

(RAJBIR SEHRAWAT)
JUDGE

21.02.2022
anju

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