

Sr. No.731

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-7225-2001 (O&M)
Date of decision: 25.05.2022

Inder Singh and another ...Petitioners
Vs.
State of Haryana and another ...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: None for the petitioners.

Mr. R.D.Sharma, DAG, Haryana.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of Certiorari quashing the impugned speaking order with endorsement No.2/1/97-Admn. I (1)/1368-70 dated 09.02.2001 vide which the justified claim of promotion to the post of Assistant Registrar as per quota of 8:1 between Inspector and Statistical Assistant either retrospectively giving back log benefit of S.A. or prospectively w.e.f. coming of judgment, was rejected.

2. Petition was admitted for hearing on 16.05.2002.

3. When taken up for final adjudication, there is no representation on behalf of the petitioners. It seems that by sheer effluxion of time and pendency of the writ petition for more than 20 years before this Court, either it has been rendered infructuous or even otherwise the petitioners seem to have lost interest in pursuing the same.

4. In any case, from perusal of record/pleadings, it appears that even on merits, claim of the petitioners is not admissible. Reference may be had in particular to the stand taken in para-2 of the preliminary objections of the written statement filed by respondents No.1 and 2.

5. Learned State counsel has canvassed arguments on similar lines as the stand taken in the written statement.

6. I am in agreement with the stand taken by the respondents. Neither any replication has been filed to the afore-noted stand of the respondents nor any additional affidavit of any kind to controvert the same.

7. It is pleaded by respondents that category of Statistical Assistant is higher in rank and status than Inspector, Cooperative Societies and higher in rank is to be exhausted first. Accordingly, the State Government made promotions of 25 Statistical Assistants with retrospective effect from the dates of promotion of the Inspectors, Cooperative Societies already promoted between the period from 16.12.80 to 8.8.95. State Government has fixed ratio of 8:1 between Inspectors, Cooperative Societies and Statistical Assistants, respectively for their promotion to the post of Assistant Registrar, Cooperative Societies vide notification dated 9.8.95. After issuance of the notification, the ratio as fixed above is continued to be followed while making promotions to the post of Assistant Registrar, Cooperative Societies. 17 Inspectors who were senior to the petitioners in the seniority list were promoted on the basis of the said ratio and the names of the petitioners will be considered for promotion on their turn only. In the overall premise, I see no irregularity of any kind committed by the Department so as to deserve any judicial intervention by this Court.

8. In view of the aforesaid, no grounds are made out to interfere.

9. Dismissed.

25.05.2022
mamta/mahavir

(ARUN MONGA)
JUDGE

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