

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

CWP-14999-2019 (O&M)

Date of decision: December 08, 2022

Vinod Kumar

.....Petitioner

versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Sandeep Thakan, Advocate for the petitioner.

Ms. Mamta Singla Talwar, DAG Haryana.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of Mandamus directing the respondents to consider the claim of the petitioner for promotion under the handicapped reserved category for the post of Block Level Extension Officer (BLEO) as per Govt. instructions dated 17/19.04.2017 (Annexure P-1) and letter dated 23.01.2018 (Annexure P-2). Petitioner also seeks all consequential benefits including arrears w.e.f. 01.01.1996. Further a direction has been sought to comply with order dated 09.01.2019 (Annexure P-3) passed by respondent No.2-Commissioner for Persons with Disabilities, Social, Justice and Empowerment Department, Haryana.

2. At the outset, learned State counsel has tendered a copy of Govt. instructions dated 25.03.2022, which has been taken on record and marked as Annexure 'A'. Said instructions are issued regarding Grant of Reservation in Promotion to the Persons with Benchmark Disabilities under the Persons with

Disabilities (Equal Opportunities, Protection of Rights and Full Participation), Act, 1995. It transpires that impugned order dated 09.01.2019 (Annexure P-3) was passed prior to the notifying of the latest policy.

3. In view of the aforesaid instructions/ policy, it is expected of the respondents that they will take a fresh call on the claim of the petitioner and decide the same. Appropriate orders be passed as expeditiously as possible but not later than 4 months.

4. Disposed of, accordingly.

5. Pending application(s), if any, shall also stand disposed of.

(ARUN MONGA)
JUDGE

December 08, 2022

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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No