

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CWP-14987-2022

DATE OF DECISION: 25.07.2022

OMBIR SINGH

... Petitioner(s)

Versus

STATE OF HARYANA AND OTHERS

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Raman B. Garg, Advocate for the petitioner.

ANUPINDER SINGH GREWAL, J. (ORAL)

Learned counsel for the petitioner is confining his prayer in this petition to the consideration of his representation for according him deemed date of promotion at par with his juniors namely Vijay Goel and Vivek Singh Gill.

Learned counsel for the petitioner submits that Vijay Goel had been granted promotion as Municipal Engineer (equivalent to Assistant Engineer) w.e.f 31.01.2007 erroneously by misinterpreting the judgment of the Supreme Court in the case of **Orisa Lift Irrigation Corporation Limited Vs. Rabi Shankar Patro , 2018 (2) SCC 298** although actual promotion had been given w.e.f. 2009. It was later clarified by the Supreme Court that the directions were meant to protect the benefits which had already been granted and not to grant benefits in future. He also submits that he shall be filing a comprehensive representation to respondent No.1 and prays that the petition may be disposed of with a direction to respondent No.1 to consider and decide the same.

Issue notice to the respondents.

At the asking of the Court, Mr. Anant Kataria, DAG, Haryana accepts notice on behalf of the respondents.

Heard.

In the event of the petitioner making a representation, the same shall be decided by respondent No.1 in accordance with law after affording an opportunity of hearing to all the affected persons by passing a speaking order within a period of six months from the date of receipt of certified copy of this order.

(ANUPINDER SINGH GREWAL)
JUDGE

25.07.2022
SwarnjitS

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