

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

207

CWP-25170-2012 (O&M)

Date of decision : 16.03.2022.

Pirithi Pal Singh

... Petitioner

Versus

State of Punjab & others

.. Respondents

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Vivek Sharma, Advocate for the petitioner.

Mr. Charanpreet Singh, Asstt. AG, Punjab.

Mr. Anupam Singla, Advocate for respondents No.2 and 3.

Anupinder Singh Grewal, J. (Oral)

The petitioner has challenged the promotion of respondent No.4 from the post of Machinist to Head Mechanic.

Learned counsel for the petitioner contends that respondent No.4, who was working as a Machinist, could not have been promoted to the post of Head Mechanic as there is no channel of promotion from Machinist to Head Mechanic. The only channel of promotion for the post of Head Mechanic is Mechanic. The petitioner was working as a Mechanic and he was entitled to be promoted against the post of Head Mechanic whereon respondent No.4 had been promoted.

Learned counsel for respondents No.2 and 3 submits that the Machinist is also eligible for promotion to the post of Head Mechanic. He has furnished a copy of the PRTC (Conditions of Appointment and Service Regulation) 1981. In the Appendix-A of the said Regulations, the feeder posts

of all the designations are also set out. Serial No.29 of the Appendix-A is reproduced hereunder:-

Sr. No.	Designation	Qualification & Experience by direct recruitment	Qualification & Experience by promotion
29	(i) Contract basis Head Mechanic Category II	(i) Matriculate or equivalent. (ii) Should hold Diploma in Automobile Engineering from a recognized Institute with three years experience in an Automobile Workshop of repute.	-
	(ii) Contract basis Head Mechanic Category I	-	Two years service and required level of satisfactory service as Head Mechanic on contract basis Category-II in PRTC engaged directly.
	(iii) Head Mechanic Regular	-	(i) Three years service and required level of satisfactory service as Head Mechanic on contract basis Category-I in PRTC. (ii) Three years satisfactory service as Regular Mechanic/Machinist in PRTC.

Heard.

The petitioner is stated to have been appointed as Mechanic on 12.05.1997 while respondent No.4 was appointed as Machinist on 11.04.1997. In the reply filed by the respondents, it is stated that in 1997, the posts of Head Mechanic, Mechanic and Machinist were in the pay scale of 4550-7220 and even after the revision, they are drawing the same pay scale. Therefore, as respondent No.4 was appointed as a Machinist prior to the appointment of the

petitioner as Mechanic, he has rightly been promoted ahead of the petitioner. In terms of the Regulations, 1981, the promotion can also be made from the post of Machinist to Head Mechanic.

Consequently, I do not find any merit in the instant petition which stands dismissed.

(ANUPINDER SINGH GREWAL)
JUDGE

March 16, 2022
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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No