

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

217

CWP-19205-2015

Date of decision : 27.09.2022

Kamaldeep Singh

... Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Prateek Pandit, Advocate for the petitioner.

Mr. Arun William, AAG, Punjab.

Mr. Parambir Singh, Advocate for respondents No.2 to 4.

Mr. Yagyadeep, Advocate for respondents No.5 to 7.

Anupinder Singh Grewal, J. (Oral)

The petitioner has challenged the tentative seniority list dated 10.08.2015 (Annexure P-20) whereby he has been shown junior to the private respondents. He has also sought a direction to the respondents to consider him for promotion to the post of Mandi Supervisor.

Learned counsel for the petitioner submits that the petitioner was senior to the private respondents and had been wrongly recorded as junior to them in the tentative seniority list. He also submits that the petitioner is entitled to promotion as Mandi Supervisor in terms of his seniority.

Learned counsel for respondents No.2 to 4 submits that the seniority list was issued on 10.08.2015 as per the merit of the successful candidates in the selection of Auction Recorder which had taken place on account of written examination. He further submits that during the pendency of this petition, the petitioner has been promoted as Mandi Supervisor.

At this juncture, learned counsel for the petitioner submits that the petitioner being a SC (M & B) candidate, was entitled to promotion as Mandi Supervisor from a prior date.

Heard.

The respondents had determined the seniority list as per the merit in the examination. The selection for the post of Auction Recorder had taken place after conducting the written examination. The marks obtained by the candidates in the written examination have determined their merit and therefore, I do not find any infirmity in the respondents determining the seniority as per the merit in the examination.

Insofar as the second prayer of the petitioner that he be promoted as Mandi Supervisor, the respondents are stated to have done so during the pendency of this petition. The petitioner is now seeking his promotion from a prior date being SC (M & B) candidate.

Consequently, the petition is disposed of with a direction to the respondents that in the event of the petitioner making a representation for his promotion from prior date, the same would be considered and decided by passing a speaking order in accordance with law within a period of four months of its receipt.

(ANUPINDER SINGH GREWAL)
JUDGE

September 27, 2022
sonia gugnani

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No