

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

217

CWP-27405-2016

Date of Decision :06.12.2022

Manoj Kumari

...Petitioner

Versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Parveen Kumar Garg, Advocate for the petitioner

Mr. Rajesh Gaur, Addl. A.G. Haryana.

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Harsimran Singh Sethi, J. (Oral)

In the present writ petition, the grievance of the petitioner is that as the petitioner was facing criminal proceedings, she was not granted ACP as well as promotion but after the petitioner was acquitted by the competent Court of law in the criminal proceedings, she was still not granted the benefits which were withheld during the pendency of the said criminal proceedings such as ACP as well as further promotion to the post of Elementary School Headmaster. Prayer of the petitioner is for issuance of a direction to the respondents to release all the benefits for which the petitioner is entitled for.

Learned counsel for the respondents submits that keeping in view the reply filed after the criminal proceedings came to an end, the petitioner has already been granted benefit of ACP. Learned counsel for the

respondents further submits that no other benefit is required to be given to the petitioner as nothing has come on record that any person junior to the petitioner was promoted to the post of Elementary School Headmaster in preference to the petitioner during the pendency of the criminal proceedings.

Learned counsel for the petitioner submits that the petitioner intends to approach the respondents by way of filing representation giving the details of the junior employees, who have been promoted in preference to the petitioner and the respondents be directed to consider the said claim of the petitioner by passing a speaking order in a time bound manner.

Learned counsel for the respondents submits that in case any representation is filed by the petitioner claiming the benefit of promotion by citing details of junior employees, who have been promoted in preference to the petitioner to the post of Elementary School Headmaster, the same will be considered in accordance with law and an appropriate speaking order will be passed within a period of 08 weeks from the receipt of any such representation.

Learned counsel for the petitioner submits that keeping in view the statement made by learned counsel for the petitioner, present writ petition may be disposed of having been not pressed any further with liberty as prayed for.

Ordered accordingly.

December 06, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

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