

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

CWP No. 6424 of 2016
Date of decision: 19.05.2022

220

Mamta Sharma

....Petitioner(s)

Versus

State of Haryana and others

....Respondent(s)

**CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA
HON'BLE MR. JUSTICE VIKAS SURI**

Present: Mr. Ravinder Malik (Ravi), Advocate,
for the petitioner.

Ms. Palika Monga, DAG, Haryana.

G.S.SANDHAWALIA, J. (Oral)

The petitioner, in the present civil writ petition filed under Articles 226 and 227 of the Constitution of India, is aggrieved against the lack of promotion avenues since he has been working on the post of Store Coolie.

In pursuance of various directions issued, eventually, affidavit dated 19.11.2018 had been filed of the Executive Engineer, Public Health Engineering Division, Kurukshetra. The said affidavit reads thus:-

“1. That the petitioner has filed the aforesaid Civil Writ Petition for claiming her promotion to the post of 'Store Munshi' (Group-C) from the post of 'Store Coolie' (Group-D). In fact, earlier promotion of any 'Store Coolie' to the post of 'Store Munshi' was against the Rules contained in Haryana Public Health Engineering Department Circle Cadre, Mechanical Establishment Group-C, Service Rules, 2009, so, as per provisions petitioner was not entitled to get the said benefit.

2. *That now the Govt. of Haryana has made the new Rules namely 'Haryana Public Health Engineering Department, Circle Cadre Mechanical Establishment (Group-D) Service(Amendment) Rules, 2017, according to which present petitioner has become eligible for the promotion to the post of 'Sore Munshi' (Group-C) from the post of 'Store Coolie' (Group-D). Accordingly, the petitioner has already been promoted from Group-D (Store Coolie) to Group-C (Store Munshi) vide Office Order bearing Endst. No.9923-26 ddated 24.08.2018 of Superintending Engineer, Public Health Engineering Circle, Kaithal. Copy of the Office Order is attached as Annexure R-4. Hence, now present petition has been rendered infructuous."*

Keeping in view the above affidavit, it is apparent that on account of amendment in the Haryana Public Health Engineering Department, Circle Cadre Mechanical Establishment (Group-C) Service Rules, 2009, necessary relief has been granted to the petitioner by way of promotion.

Accordingly, the present writ petition has been rendered infructuous and is disposed of as such.

(G.S. SANDHAWALIA)
JUDGE

19.05.2022
shivani

(VIKAS SURI)
JUDGE

Whether reasoned/speaking
Whether reportable

Yes/No
Yes/No