

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(215)

CWP No. 8756 of 2016

Date of Decision : 12.12.2022

Santosh

...Petitioner

Versus

The State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Shivam Malik, Advocate for
Mr. Jagbir Malik, Advocate for the petitioner.

Mr. Rajesh Gaur, Additional Advocate General, Haryana.

Harsimran Singh Sethi J. (Oral)

In the present petition, the prayer of the petitioner is for the grant of promotion to the post of PGT.

Learned counsel for the petitioner submits that the question of law raised in the present petition came up for consideration before this Court in bunch of petitions being CWP No. 13592 of 2018 titled as ***Archana and others Vs. State of Haryana and others*** and CWP No. 3871 of 2019 titled as ***Rajesh Kumar Vs. State of Haryana and others***, which were decided on 27.08.2019 and the claim of the petitioner therein was allowed and a direction was given for promotion of the petitioner.

Learned State counsel submits that the orders being relied upon by learned counsel for the petitioner to claim promotion, are still pending

consideration before the Division Bench of this Court in LPA No. 1207 and 1255 of 2021, wherein, the operation of the judgment being relied upon by the petitioner, has been stayed.

Keeping in view the above, learned counsel for the petitioner very fairly submits that the present petition may kindly be disposed of with liberty to the petitioner that in case after the decision in LPA No. 1207 and 1255 of 2021, any right of the petitioner exist, the petitioner will approach the respondents for the grant of same relief as given to the petitioners in CWP No. 13592 of 2018 and CWP No. 3871 of 2019 and the respondents be directed to extend the said benefit to the petitioner as well being similarly situated.

Learned counsel for the respondents submits that in case, any claim is raised by the petitioner, the same will be considered in accordance with law and appropriate order will be passed within a period of eight weeks of the receipt of any such request and in case, it is found that the petitioner is entitled for any relief, the same will also be extended in her favour within a further period of four weeks.

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

Ordered accordingly.

December 12, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No