

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

Sr. No.106

CWP No.25954 of 2021

Date of Decision: 05.08.2022

Rajeev Aggarwal

.... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Ashwani Talwar, Advocate
for the petitioner.

HARSIMRAN SINGH SETHI, J. (ORAL)

Learned counsel for the petitioner argues that once the petitioner was given current duty charge of the post of Engineer-in-Chief, non grant of regular promotion to him despite the availability of the vacant post due to a pending litigation, can not defeat the right of the petitioner to claim regular promotion retrospectively, especially when the petitioner was discharging the duties on the said post.

Learned counsel for the petitioner submits that the grievance which has been raised in the present petition has already been raised by the petitioner by way of a legal notice dated 10.11.2021 (Annexure P-15), which is pending consideration with the respondents and the petitioner will be satisfied at this stage in case, respondent No.1 is directed to decide the same in a time bound manner by passing an appropriate speaking order.

Notice of motion.

Mr. Harish Nain, Assistant Advocate General, Haryana accepts notice on behalf of the respondents and raises no objection with regard to deciding legal notice dated 10.11.2021 (Annexure P-15) in a time bound manner by passing an appropriate speaking order.

Without going into the merits of the case, the present petition is disposed of with direction to respondent No.1 to decide the legal notice dated 10.11.2021 (Annexure P-15) filed by the petitioner, by passing an appropriate speaking order within a period of 8 weeks from the receipt of copy of this order.

(HARSIMRAN SINGH SETHI)
JUDGE

05.08.2022
Maninder

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