

123

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

CWP-5448-2022

Date of Decision: 17.03.2022

Baj Singh

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. K.G. Chaudhry, Advocate,
for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that after the respondents revised the seniority list, the persons, who were junior to the petitioner, have been granted revised promotion to the higher rank with retrospective effect, which benefit has not been extended to the petitioner and that too without any valid justification. Learned counsel further submits that in the case where juniors are given the revised promotion with retrospective effect, the seniors cannot be denied the grant of same benefit, therefore, respondents be directed to grant the benefit of promotion to the petitioner on the post of ASI, Sub-Inspector and Inspector with effect from the date when the person junior to him has been granted the said benefit.

Learned counsel for the petitioner further submits the said grievances have already been raised by the petitioner before the competent Authority in the form of legal notice dated 10.11.2021 (Annexure P-4) but the same is still pending consideration with the Authority concerned which

is causing prejudice to him.

Learned counsel for the petitioner further submits that the petitioner will be satisfied at this stage, in case a time bound direction is given to the respondents to decide the said legal notice dated 10.11.2021 (Annexure P-4) by passing an appropriate speaking order.

Notice of motion.

Mr. Kannan Malik, AAG, Punjab, keeping in view the advance service of copy of the petition, accepts notice on behalf of the State and raises no objection, in case prayer made hereinbefore on behalf of the petitioner for deciding the legal notice dated 10.11.2021 (Annexure P-4) in a time bound manner is accepted.

Keeping in view the facts and circumstances of this case and without going into merits of the claim as raised by the petitioner in the present case as well as the legal notice dated 10.11.2021, this petition is disposed of with a direction to the respondents to pass an appropriate speaking order on the legal notice dated 10.11.2021 (Annexure P-4), filed by the petitioner, within a period of eight weeks from the date of receipt of the copy of this order.

17.03.2022*Apurva***(HARSIMRAN SINGH SETHI)****JUDGE**

1. Whether speaking/reasoned : Yes
2. Whether reportable : No