

113.

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

CWP-25410-2022

Date of Decision: 07.11.2022

AMRIT PAL

.... Petitioner

Versus

STATE OF PUNJAB AND OTHERS

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- None.

JAISHREE THAKUR.J (Oral)

The instant writ petition has been filed under Articles 226/227 of the Constitution of India seeking an appropriate writ, order or direction especially in the nature of Mandamus for the issuance of direction to respondent department to promote the petitioner as Accountant Grade-II w.e.f. 20.08.1993 and Accountant Grade-I w.e.f. 14.12.2006 notionally from the date his junior/proforma respondent No.3 was promoted retrospectively vide orders dated 01.01.2016 and 17.05.2016 (Annexures P-8 and P-9 respectively) and in view of order dated 19.08.2020 (Annexure P-12) vide which the department is still promoting other employees after their retirement also, along with all consequential benefits i.e. ACP, re-fixation of pay, pension, and other pensionary benefits, arrears etc. along with interest @ 12% per annum. In this regard, legal notice/representation dated 26.07.2022, Annexure P-13, has also been served upon respondent No.2, which has not been decided yet and, therefore, direction has been sought to decide the same.

No one has put in appearance since the lawyers are abstaining from work.

I have gone through the paper book. Without commenting on merits of the case, the present petition is disposed of with a direction to respondent No.2 to decide legal notice/representation dated 26.07.2022, Annexure P-13, of the petitioner, within a period of three months from the date of receipt of certified copy of this order, in accordance with law and convey the decision to the petitioner. In case of failure to do so, the officer responsible for the lapse would be liable to costs of Rs.20,000/- from his personal pocket, to be deposited with the Punjab and Haryana High Court Advocates Welfare Fund.

(JAISHREE THAKUR)
JUDGE

07.11.2022

sanjeev

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No