

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

(109)

CWP No.28863 of 2022

Date of Decision : 20.12.2022

Lalit Bhardwaj

....Petitioner

Versus

State of Haryana and others

....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Rakesh Sobti, Advocate
for the petitioner.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner argues that the petitioner was fully eligible for promotion to the post of PGT English but, at the relevant time a chargesheet was pending against the petitioner.

Learned counsel for the petitioner submits that though the chargesheet has already been filed and now there is no impediment in promotion of the petitioner but the petitioner has not been promoted despite the fact that the juniors to the petitioner have already been promoted to the post of PGT English, hence, once there is no impediment in the promotion of the petitioner to the post of PGT English, non-consideration of the claim of the petitioner for promotion is totally arbitrary and illegal especially when the said benefit has already been extended to the juniors of the petitioner.

Learned counsel for the petitioner submits that the petitioner has already raised the grievance as raised in the present petition in the Legal Notice dated 20.08.2022 (Annexure P-13) but the same is still pending consideration with the respondents and the petitioner will be

satisfied, at this stage, in case a direction is issued to respondent No.2 to decide the same by passing an appropriate speaking order in a time bound manner.

Notice of motion.

On the asking of the Court, Mr. Harish Nain, Assistant Advocate General, Haryana, who is present in the Court accepts notice on behalf of the respondents and raises no objection in deciding the Legal Notice dated 20.08.2022 (Annexure P-13) in a time bound manner by passing an appropriate speaking order.

In view of the pleadings in the present petition, without expressing any opinion on the merits of the case or the claim being made by the petitioner in the representation, respondent No.2 is directed to decide the Legal Notice dated 20.08.2022 (Annexure P-13), by passing a speaking order within a period of eight weeks from the receipt of copy of this order.

Present writ petition stands disposed of.

December 20, 2022
jt

(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? *Yes*
Whether reportable? *No*