

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(129)

CWP-29308-2022

Date of Decision : December 19, 2022

Dharam Prakash

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Manoj Makkar, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that some adverse remarks were recorded in the Annual Confidential Report of the petitioner for the year 2017-18 by respondent No.4 and same were with mala fides.

Learned counsel for the petitioner submits that against the recording of the adverse remarks, the petitioner had approached the Principal Secretary to the Government of Haryana by filing an appeal against the said adverse remarks, which appeal was also dismissed on 10.06.2020 (Annexure P-7) on the ground that as per the departmental report trade in which the petitioner was teacher, pass percentage of the class was zero in the last year, which fact was totally incorrect and the petitioner approached the Hon'ble Governor Haryana for the redressal of the grievance by filing a memorial, a copy of which has been appended with this petition as Annexure P-10.

Learned counsel for the petitioner further submits that after receiving the memorial, a letter was sent to the Additional Chief Secretary

for his comments but no comment has been sent by the Additional Chief Secretary in response to the query raised by the Hon'ble Governor and the matter is still pending and the pendency of the same is causing prejudice to the petitioner as his promotion has been stopped due to the said adverse remarks recorded in his Annual Confidential Report.

Learned counsel for the petitioner further submits that respondent No.1 may kindly be directed to give appropriate response to the letter dated 15.06.2022 a copy of which has been appended with this petition as Annexure P-11 so that appropriate decision could be taken by the Government of Haryana on the memorial filed by the petitioner.

Notice of motion.

Mr. Harish Nain, learned Assistant Advocate General, Haryana, who is present in the Court, accepts notice on behalf of the respondents.

Learned counsel for the respondents submits that in case no reply to the letter dated 15.06.2022 (Annexure P-11) has been sent by respondent No.1 so far, the same will be sent within a period of four weeks from today to the Hon'ble Governor for information and necessary action.

Learned counsel for the petitioner submits that keeping in view the statement of learned counsel for the respondents, no further grievance of the petitioner survives in the present writ petition and the same may kindly be disposed of having been not pressed any further.

Ordered accordingly.

December 19, 2022
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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