

CWP-86-2023

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

CWP-86-2023

Date of decision: 06.01.2023

Pawan Kumar

...Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Ashok Kaushik, Advocate,
for the petitioner.

HARNARESH SINGH GILL, J. (ORAL)

The present petition has been filed for issuance of directions to the official respondents to rectify seniority number and fix the petitioner above to the junior employees at correct number in the seniority list of lecturers/PGT (School Cadre), issued on 08.07.2019 (Annexure P-2).

Learned counsel for the petitioner contends that the petitioner was appointed as a lecturer Economics (School Cadre) on contractual basis on 10.11.1997, for a period of 89 days, and that service of the petitioner was regularized w.e.f. 01.10.2003. He further contends that respondent No.2-Director, School Education Haryana, has wrongly fixed the seniority of the petitioner, and that while fixing the same, the date of birth was to be taken into consideration. As per the information submitted by SPIO-cum-Deputy Director PGTs, for Director, Secondary Education, Haryana, seniority of all PGTs whose services were regularized on 01.10.2003, has been fixed as per their dates of birth. In case, seniority of the petitioner is

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fixed as per the date of birth, he would be placed above the private respondents in the seniority list.

Learned counsel further contends that the petitioner has already moved a representation dated 12.08.2022 (Annexure P-4) before respondent No.2, for redressal of his grievance, which is still pending adjudication, and that the petitioner would be satisfied in case a time bound direction is issued to respondent No.2 to decide the said representation.

Notice of motion to respondents No.1 to 3 only, at this stage.

On the asking of this Court, Mr. Rajesh Gaur, Addl. A. G. Haryana, accepts notice on behalf of respondents No.1 to 3.

I have heard the learned counsel for the parties.

In view of the prayer made by the learned counsel for the petitioner during the course of hearing, but without expressing any opinion on the merits of the case or the claim being made by the petitioner in his representation, respondent No.2 is directed to decide the aforesaid representation dated 12.08.2022 (Annexure P-4) by passing a speaking order, within a period of eight weeks from the date of receipt of copy of this order.

Disposed of.

06.01.2023

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No