

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

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**CWP-2406-2023 (O&M)
Date of decision: 06.02.2023**

Dildev Raj

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Parth Goyal, Advocate for the petitioner.

Mr. R.S. Budhwar, Addl. AG Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Prayer in the present petition filed under Article 226/227 of the Constitution of India is for issuance of a writ in the nature of certiorari quashing the impugned promotion order dated 16.12.2021 (Annexure P-4) qua Sr. Nos. 29 and 30 issued by the respondent-Department, vide which the juniors to the petitioner had been promoted to the post of Deputy Superintendent and to direct the respondent-Department to promote the petitioner to the post of Deputy Superintendent w.e.f. 31.05.2021/16.12.2021 i.e. the date from which his juniors, were promoted.

Learned counsel for the petitioner submits that the petitioner has already retired on 31.05.2022 after attaining the age of superannuation. The petitioner has already submitted a representation dated 21.12.2021 (Annexure P-7) to respondent No.2 to consider his case for promotion to the post of Deputy Superintendent.

After arguing for some time, learned counsel for the petitioner submits that the petitioner will be satisfied, if his representation is decided by respondent No.2 within a stipulated period.

Notice of motion.

On the asking of this Court, learned State counsel accepts notice on behalf of the respondent-State.

In view of the above, the present petition is disposed of with a direction to respondent No.2-Director General, Department of Secondary Education Haryana, to decide the representation dated 21.12.2021 (Annexure P-7) within a period of 03 months from the date of receipt of certified copy of this order, by passing a speaking order, in accordance with law and if the petitioner is found entitled, then all the consequential benefits be given to him, accordingly.

It is made clear that while passing the speaking order respondent No.2 shall also afford an opportunity of hearing to respondent Nos. 4 and 5.

06.02.2023

Mangal Singh

(HARNARESH SINGH GILL)
JUDGE

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