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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(112)

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Date of decision : 17.04.2023

Gaytri Devi and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. S.K.Malik, Advocate
for the petitioners.

...

SUVIR SEHGAL, J. (Oral)

CM-2328-CWP-2023

Application is allowed.

Leave is granted.

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Instant petition has been filed under Article 226/227 of the Constitution of India seeking issuance of a writ in the nature of mandamus directing the respondents to promote the petitioners on the post of Anganwari Supervisor (Female).

Counsel for the petitioners submits that the petitioners are working as Anganwari Workers (Female). By making a reference to entry No.10 of Appendix B to the Haryana Women and Child Development Department (Group C) Service Rules, 1997, he submits that the Government

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of India vide instructions dated 15.09.2015, Annexure P-10, has directed the State to reserve 50% vacancies in the post of Supervisor for promotion from Anganwari Workers, who possess the requisite experience and fulfil the eligibility conditions. Counsel submits that despite the fact that posts are available and the petitioners have repeatedly represented to the authorities, their cases for promotion are not being considered. Counsel submits that a legal notice dated 16.11.2022, Annexure P-8, has been served upon the respondents, which is pending, and the petitioners would be satisfied in case a direction is issued to the respondents to look into the same.

Notice of motion.

On asking of the Court, Mr. Pankaj Middha, Additional Advocate General, Haryana, accepts notice on behalf of the respondents.

Given the nature of order being passed, this Court does not deem it necessary to call for a response from the respondents.

Having heard counsel for the parties, but without commenting upon the claim raised by the petitioners in the present petition, writ petition is disposed of with a direction to respondent No.2 to examine the legal notice, Annexure P-8, and pass an appropriate order within a period of 4 months from the date of communication of copy of this order.

(SUVIR SEHGAL)
JUDGE

17.04.2023
Pardeep

Whether Speaking/Reasoned	Yes
Whether Reportable	Yes/No