

2023:PHHC:040349

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

CWP-5590-2023 (O&M)
Date of decision: 20.03.2023

Reshma Pusha @ Reshma

....Petitioner

Versus

State of Punjab and others

..Respondents

CORAM: HON'BLE MR JUSTICE ANIL KSHETARPAL

Present:- Mr. Saajan Singla, Advocate for the petitioner

Mr.Vishnav Gandhi, DAG, Punjab

ANIL KSHETARPAL, J (Oral)

1. The petitioner is presently employed as a Peon in the Department of Rural Development and Panchayat, Punjab. She assails the correctness of the order dated 15.02.2023, passed by the Zila Parishad, Patiala, while granting another chance to respondent no. 8 to clear the departmental type test. She claims that in terms of the promotion order of respondent no.8 he was liable to be reverted to the post of Peon as he has failed to clear the type test. He submits that the relevant service rules and instructions do not enable the Deputy Chief Executive Officer, Zila Parishad to extend the time and give another chance.

2. This Court has considered the submission of the learned counsel representing the petitioner. Despite repeated requests of the Court, the learned counsel representing the petitioner has failed to draw the attention of the Court to the relevant rule or instructions debarring the competent authority from extending the period for clearing the said examination. The competent authority, in exercise of its executive

powers, has granted extension to respondent no.8 to enable him to pass the type test.

3. Keeping in view the nature of order, this Court does not find it appropriate to exercise its writ jurisdiction, particularly when the petitioner does not allege infringement of any Act, rules, regulations or instructions.

4. In view of the aforesaid facts and discussion, no ground to issue the writ, as prayed for, is made out.

5. Hence, dismissed.

6. All the pending miscellaneous applications, if any, are also disposed of.

20.03.2023

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE