

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

(110)

CWP-8241-2023

Date of Decision : September 14, 2023

Raj Kumar Gupta**.. Petitioner****Versus****State of Haryana and others****.. Respondents****CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Ajay Vijarania, Advocate, for the petitioner.

Mr. Pankaj Middha, Addl. Advocate General, Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

1. In the present writ petition, the grievance of the petitioner is that the grant of benefit of ACP to the petitioner for the year 2006 to 2008 was declined while he was in service on the ground that there are criminal proceedings pending against him due to which, he cannot be promoted whereas, in those criminal proceedings, he has already been acquitted and the impediment due to which the benefit of ACP was not being extended to the petitioner, no longer exist, hence, the respondents were under an obligation to consider the claim of the petitioner for the grant of ACP on completion of the requisite period in the feeder cadre.

2. Learned counsel for the petitioner submits that the grievance as raised in the present petition has already been raised before the respondents vide legal notice dated 16.07.2021 (Annexure P-2) which is still pending consideration with the respondents and the petitioner will be satisfied, at

this stage in case a time bound direction is issued to the respondents to decide the said legal notice by passing an appropriate speaking order.

3. Learned counsel for the respondents submits that in case, the legal notice dated 16.07.2021 (Annexure P-2) has been received in the office of the concerned authorities and the same is still pending consideration with the authorities concerned, the same will be decided by the competent authority within a period of eight weeks of the receipt of copy of this order.

4. 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 petition and the same may kindly be disposed of having been not pressed any further.

5. Ordered accordingly.

September 14, 2023
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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