

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

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CWP No.12782 of 2023

Date of decision:02.06.2023

Om Parkash Bhukal

... Petitioner

Vs.

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Ravinder Malik (Ravi), Advocate
for the petitioner.

SUVIR SEHGAL, J. (Oral)

1. Claim in the instant petition filed under Articles 226/227 of the Constitution of India is for promotion to the post of Assistant with effect from the date the juniors of the petitioner have been promoted.
2. Counsel for the petitioner submits that the petitioner was appointed on the post of Peon, vide appointment letter dated 26.04.1983 (Annexure P-1) and was promoted to the post of Clerk in February, 2016 (Annexure P-2). By referring to the Haryana Excise & Taxation Subordinate Services (Group-C) Service Rules, 2006, which were amended in the year 2013, counsel submits that the petitioner possesses the requisite experience for promotion to the post of Assistant. However, instead of considering the petitioner for promotion, his juniors have been promoted by virtue of order dated 29.10.2021 (Annexure P-5). Counsel submits that petitioner has submitted various representations to the official respondents, which are not being attended to and the petitioner would be satisfied in case a direction is

issued to the respondents to look into the representation.

3. Notice of motion.
4. On asking of the Court, Mr. Saurabh Mohunta, DAG, Haryana accepts notice on behalf of respondents.
5. Given the nature of order being passed, this Court does not deem it necessary to call for a response from the respondents.
6. Having heard counsel for the parties, but without commenting upon the claim of the petitioner as raised in the writ petition or in the representation, this petition is disposed of with a direction to respondent No.3 to examine the representation dated 08.05.2023 (Annexure P-8) within a period of four months from the date of receipt of copy of this order. In case, respondent concerned does not find any substance in the claim of the petitioner, a speaking order be passed assigning reasons for rejection within the aforesaid period. In case, claim is accepted, consequential order be passed forthwith.

June 02, 2023

savita

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No