

111 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-17027-2023
Date of decision: 09.08.2023

Ashok Kumar and othersPetitioners
V/s
State of Punjab and others ...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present: Mr.Vikas Chatrath, Advocate
for the petitioners.

DEEPAK MANCHANDA J. (ORAL)

The instant writ petition has been filed under Article 226/227 of the Constitution of India for issuance of a writ of certiorari for quashing of impugned order dated 19.05.2021 (Annexure P-8), especially Clause 2.9 vide which the posts of Junior Engineer (Building) have been merged with Junior Engineer (Civil) and the cadre strength of Junior Engineers/Sub Divisional Engineers has been reduced and with a further prayer that operation of the impugned order dated 19.05.2021 (Annexure P-8) be stayed and the respondents be restrained from making appointments from deputation etc., on the post of Sub-divisional Engineer (Building), during the pendency of the present writ petition.

Mr. Sehaj Bir Singh, Advocate has put in appearance on behalf of respondent No.2 and filed his *power of attorney*, which is taken on record.

Learned counsel for the petitioners contends that the posts of Junior Engineer (Building) have been merged with Junior Engineer (Civil) and the cadre strength of Junior Engineers/Sub Divisional Engineers has been reduced from 23

posts to 03 posts and from 15 posts to 02 posts respectively. He submits that there is a requirement of Sub-divisional Engineers (Building) in the department, same is explicit from the office order dated 14.01.2020 (Annexure P-9) wherein the department invited applications for filling up the posts of Junior Engineer (Building) and Sub-divisional Engineer (Building) by way of deputation from the other departments vide office order dated 14.01.2020 (Annexure P-9). He submits that on 01.09.2010, 23 posts of Junior Engineer (Building) along with 15 posts of Sub-divisional Engineer (Building) were created which would be filled through promotion by 100%. Thereafter, petitioners were appointed on 06.03.2019 as Junior Engineer (Building) on regular basis under Punjab Urban Planning Development Authority (Employees Service) Regulations, 1999. Learned counsel further submits that respondents had invited applications to fill 11 posts of Sub-divisional Engineer (Building) along with 8 posts of Junior Engineer (Building) by deputation from other departments. Learned counsel for the petitioners submits that petitioners have submitted various representations but no action has been taken till date.

After going through the contents of the representations, the representations seem to be half baked, wherein no specific detail has been mentioned.

Faced with this, learned counsel for the petitioners undertakes that petitioners will submit a detailed fresh representation before respondent No.-2- Punjab Urban Planning & Development Authority, PUDA and prays that the said representation be decided within a time bound manner by looking into the grievances of the petitioners.

Prayer is allowed and petitioners are directed to file a detailed representation before respondent No.2- Punjab Urban Planning & Development Authority, PUDA.

On their doing so, respondent No.2 is directed to look into the grievance of the petitioners and decide the representation expeditiously in accordance with law.

09.08.2023
Sapna

(DEEPAK MANCHANDA)
JUDGE

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