

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(119)

CWP No. 17908 of 2023

Date of Decision : 18.08.2023

Pawan Kumar and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Rajinder Goel, Advocate and
Mr. Akshat Mittal, Advocate for the petitioners.

Harsimran Singh Sethi J. (Oral)

The present petition has been filed by the petitioners seeking promotion to the post of Clerk from the date, persons junior to the petitioners have been promoted.

Learned counsel for the petitioners submits that the persons, who were appointed on the post of Peon after the petitioners, were promoted to the post of Clerk starting from the year 2012 onwards, whereas, petitioners were granted the said benefit starting from the year 2016, hence the petitioners are also entitled for retrospective promotion to the post of Clerk with effect from the date, the person juniors to them have been promoted and appropriate direction needs to be issued to the respondents in this regard.

Learned counsel for the petitioners submits that the petitioners have already raised the said grievance in the legal notice dated 27.06.2022 (Annexure P-3) and legal notice dated 14.01.2023 (Annexure P-4) but the

same are still pending consideration with the respondents and the petitioners will be satisfied, at this stage, in case a direction is issued to the respondents to decide the same by passing an appropriate speaking order in a time bound manner.

Notice of motion.

On the asking of the Court, Mr. Pankaj Middha, learned Additional Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondent-State and submits that in case, the legal notice dated 27.06.2022 (Annexure P-3) and legal notice dated 14.01.2023 (Annexure P-4) have been received in the office of the concerned authorities and the same are 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 certified copy of this order by passing an appropriate speaking order and in case, after the passing of the speaking order, the petitioners are found entitled for any benefit, the same will also be extended to them within a further period of four weeks.

Learned counsel for the petitioners submits that keeping in view the statement of learned State counsel, the present petition may kindly be disposed of having been not pressed any further.

Ordered accordingly.

August 18, 2023
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No