

CWP No. 20050 of 2023

2023:PHHC:119146

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(119)

CWP No. 20050 of 2023

Date of Decision : 12.09.2023

Shiv Dass

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Shilak Ram Hooda, Advocate for the petitioner.

Harsimran Singh Sethi J. (Oral)

1. Learned counsel for the petitioner submits that while the petitioner was in service, his claim for promotion to the post of Naib Tehsildar had already been evaluated and the petitioner was found suitable for the said post by the Departmental Promotion Committee but no action was taken in pursuance to the said recommendation before the petitioner retired on attaining the age of superannuation and after the retirement, those very posts have been given to the juniors of the petitioner, which has caused prejudice to the petitioner. Learned counsel for the petitioner argues that once the recommendation of the Departmental Promotion Committee is prior to the day when the petitioner retired, the petitioner is entitled for promotion on the basis of the said recommendation.

2. Learned counsel for the petitioner submits that the petitioner has already raised the said grievance in the representation dated 09.02.2019 (Annexure P-7) but the same is still pending consideration with the respondents and the petitioner 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.

3. Notice of motion.

4. 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 representation dated 09.02.2019 (Annexure P-7) 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 certified copy of this order by passing an appropriate speaking order.

5. Learned counsel for the petitioner 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.

6. Ordered accordingly.

September 12, 2023
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No