

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(232)

CWP-24184-2022

Date of Decision : August 02, 2023

Pankaj Beniwal and others

.. Petitioners

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Ms. Meghna Nehra, Advocate for
Mr. Sunil K. Nehra, Advocate, for the petitioners.

Mr. Vishal Malik, Deputy Advocate General, Haryana.

Mr. Yash Pal Sharma, Advocate, for respondent No.3.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioners submits that in the present petition, the only grievance of the petitioners is that without finalizing the seniority list in the cadre of Assistant Town Planners, further promotions are being made, which is causing prejudice to the petitioners, as without finalizing the seniority, no promotion could have been made whereas, the private respondent has already been promoted to the next higher rank without finalizing the seniority.

Learned counsel for the petitioners further submits that the petitioners will be satisfied at this stage, in case, the Department is given a direction to finalize the seniority in the cadre of Assistant Town Planners in a time bound manner so that all the employees know their exact position in

the said cadre and that too by taking into consideration the objections which the petitioners have filed qua the tentative seniority list.

Learned State counsel submits that the matter is already under consideration and after taking into consideration all the objections raised qua the said tentative seniority list, the final seniority list in the cadre of Assistant Town Planners will be finalized within a period of three months from the receipt of copy of this order.

Learned State counsel further submits that after the finalization, keeping in view the promotions effected during the pendency of the present petition subject to the outcome of final order, in case any action is to be taken in pursuance to the said final seniority list, the same will also be taken expeditiously without any fail.

Learned counsel for respondent No.3 submits that before finalization of the seniority, respondent No.3 be also given a hearing so that he can also present his case.

The present petition is being disposed of with a direction to the respondents to finalize the seniority in the cadre of Assistant Town Planners within a period of three months from the receipt of certified copy of this order and the objections raised qua the tentative seniority list by the employees concerned including the petitioners as well as the defence raised by respondent No.3, be kept in mind while finalizing the same.

It would be appreciated that in case the candidates concerned, whose seniority is being finalized, are also given personal hearing before finalizing the seniority list.

August 02, 2023

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No