

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

CWP-27128-2023

Date of Decision:04.12.2023

Jora Singh

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr Sukhdeep Singh, Advocate for
Mr. Parminder Singh, Advocate for the petitioner.

HARSIMRAN SINGH SETHI J.(Oral)

1. Learned counsel for the petitioner argues that the respondents are not promoting the petitioner to the post of Naib Tehsildar by giving him relaxation especially when the petitioner is a specially-abled person.
2. Learned counsel further submits that keeping in view the facts and circumstances of the present case that the petitioner is 40% disabled, respondents are under obligation to take into consideration the said fact and thereafter decide that as to whether the petitioner is entitled for the post of Naib Tehsildar keeping in view the provision of the rules governing the service and also grant of relaxation in the Rules.
3. Learned counsel for the petitioner submits that grievance raised in the present petition has already been raised before the respondents through the legal notice dated 08.06.2023 (Annexure P-7) and the same is still pending consideration before the authorities concerned and the petitioner will be satisfied if a time bound direction is given to respondents/competent authorities to decide

the above legal notice (Annexure P-7) by passing an appropriate speaking order.

4. Notice of motion to respondents.

5. Mr. Pankaj Middha, Addl. A.G. Haryana, who is present in Court, accepts notice on behalf of State of Haryana-respondents and raises no objection for deciding the legal notice in a time bound manner.

6. Learned State counsel submits that in case the said legal notice dated 08.06.2023 (Annexure P-7) has already been received in the Office of the Director, Land Records, Haryana, Panchkula and the same is still pending consideration and has not been decided by respondents/concerned authorities, so far, the same will be considered and decided within a period of eight weeks after passing a speaking order, from receipt of certified copy of this order and in case after the decision of the said legal notice, the petitioner is found entitled for any relief, the same will also be extended to him within a period of four weeks thereafter.

7. Keeping in view the statement made by the learned State counsel, learned counsel for the petitioner submits that the present petition may kindly be disposed of as having been not pressed any further.

8. Ordered accordingly.

(HARSIMRAN SINGH SETHI)
JUDGE

04.12.2023

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