

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(104)

CWP No. 27672 2023

Date of Decision : 11.12.2023

Darshan Pal

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Jitender Singh Kundu, Advocate for the petitioner.

Mr. Pankaj Middha, Additional Advocate General, Haryana.

Harsimran Singh Sethi J. (Oral)

1. In the present petition, the grievance being raised by the petitioner is that post of the Superintendent is lying vacant for which post only the petitioner is eligible and the said post is not being filled up on regular basis but the charge of the said post has been given to the private respondents and that too ignoring the claim of the petitioner.

2. Learned counsel for the petitioner submits that though the petitioner is junior to the private respondents but once he is the only an eligible employee for the post in question, he is only entitled to hold the post even if, the charge is to be given.

3. Learned counsel for the petitioner submits that the petitioner has already raised the said grievance in the representation dated 28.09.2023 (Annexure P-14) 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.

4. Notice of motion.

5. 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 28.09.2023 (Annexure P-14) 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.

6. 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.

7. Ordered accordingly.

December 11th, 2023
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No