

CWP-1189-2021

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2024:PHHC:050157

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-1189-2021

Date of decision : 15.04.2024

Rajesh Kumar and another

... Petitioners

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Vishal Garg Narwana, Advocate
for the petitioners.

Ms.Rajni Gupta, Addl.A.G. Haryana.

VIKAS BAHL, J.(ORAL)

1. This is a civil writ petition filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari for quashing of the impugned order dated 30.09.2020 passed by respondent no.3-Inspector General of Police of Hisar Range for promotion of unqualified and untrained ASIs (Assistant Sub Inspector) (Annexure P-6) from back date, who had not even passed the intermediate school course necessary for promotion of ASI on the date from which they have been granted promotion, being contrary to the instructions given by the Chief Secretary to the Government of Haryana vide letter dated 18.06.2020 (Annexure P-2).

2. Learned counsel for the petitioners has submitted that the issue raised in the present petition was that a retrospective date of promotion as ASI was being given to even those persons, who had not cleared the training

period successfully.

3.

A perusal of the affidavit dated 17.11.2022 filed by Sanjay Kumar, Inspector General of Police, Administration, Haryana would show that the letter dated 08.02.2021 has been issued by respondent authorities directing all the departments to ensure that the officials of Scheduled Caste category are considered for benefit of reservation in promotion only after they become eligible for the same. It has further been specifically stated that the directions mentioned in the letter dated 08.02.2021 have been complied with while granting promotion to the employees belonging to the Scheduled Castes category to the rank of Inspector as well and in compliance of the directions dated 08.02.2021, no official of Scheduled Castes category in the rank of Inspector has been given benefit of promotion who does not fulfill the eligibility criteria for promotion.
4.

Learned counsel for the petitioners has submitted that in view of the said affidavit, the present writ petition be disposed as having been rendered infructuous.
5.

In view of the same, the present petition is disposed of as having been rendered infructuous.

(VIKAS BAHL)

JUDGE

April 15, 2024

Davinder Kumar

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