



**306 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP-1917-2024 (O&M)
Date of Decision : 27-11-2024**

HARJINDER SINGH SIDHUPetitioner
VERSUS
STATE OF PUNJAB AND ORSRespondent(s)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Jatinderpal Singh Advocate for the petitioner.

Mr. Charanpreet Singh, AAG Punjab.

HARSIMRAN SINGH SETHI, J. (Oral)

In the present petition, grievance being raised by the petitioner is that the petitioner, who is working on the post of Senior Scale Stenographer is not getting any promotion and the respondents are under an obligation to consider the claim of the petitioner for the grant of promotion under the Punjab Civil Service (Promotion of Stenographers and Steno-Typist) Rules, 1961 (here-in-after referred as 1961 Rules') as well as the specific Rules governing the service.

Learned counsel for the respondents submits that once, the General Rules i.e. Punjab Civil Services (General & Common Conditions of Services) Rules, 1994 have already been framed for promotion of the Stenographers/Steno-Typist in the year 1994, 1961 Rules will not govern the services of the petitioner.

Learned counsel for the petitioners submits that once, there were specific Rules of 1961 for promotion of Stenographers/Steno-Typist,

general rules of 1994 will not be applicable upon the petitioner and in support of the said arguments he has placed reliance upon the judgment of the Coordinate Bench of this Court in ***CWP-12435-2015 titled as Gurwinder Singh and another vs. State of Punjab and others decided on 27.01.2023*** wherein, the findings have been given that 1961 Rules will remain in operation even after promulgation of 1994 Rules and Punjab District Class-III Rules, 1976 hence, the respondents are under obligation to consider the claim of the petitioner for the grant of benefit of promotion in the light of the judgment of Coordinate Bench of this Court in ***Gurwinder Singh (supra)***.

Learned counsel for the respondent-State submits that claim of the petitioner for the grant of promotion will be considered by keeping in mind the judgment of the Coordinate Bench of this Court in ***Gurwinder Singh (supra)*** by respondent No.2 and an appropriate order will be passed within a period of 08 weeks from the date of receipt of copy of this order and in case, it is found feasible to extend the relief to the petitioner, the same will be extended otherwise, due reasons for not accepting the claim of the petitioner will be mentioned in the order so passed, which will be conveyed to the petitioner for his information and necessary action.

Learned counsel for the petitioner submits that keeping in view the statement made by learned counsel for the respondents, present petition may kindly be disposed of having been not pressed any further.

Ordered accordingly.

Pending application, if any, also stands disposed of.

27-11-2024

Sapna Goyal

(HARSIMRAN SINGH SETHI)

JUDGE

NOTE: Whether speaking: YES/NO
Whether reportable: YES/NO