

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

125

CWP-3245-2024 (O&M)
Date of decision: 14.02.2024

Shopat Ram

....Petitioner

Versus

State of Punjab and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. R.K. Arora, Advocate for the petitioner

AMAN CHAUDHARY. J.

1. The present Civil Writ Petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari for quashing the impugned order dated 24.01.2024, whereby the petitioner, who is already holding 4 additional charges of different posts, apart from his own post, has been assigned another additional charge of the post of Incharge, Govt. Garden and Nursery, Gobindgarh.
2. Learned counsel would submit that the petitioner is already holding 04 additional charges, apart from his own substantive post as Horticulture Development Officer (Soils). However, now, vide order dated 24.01.2024, Annexure P-9, he has been assigned one more charge for the post of Incharge, Government Garden and Nursery, Gobindgarh, District Fazilka, which is unrelated to even the qualification possessed by him as also his job profile. Grievance raised is also based on the fact that in this manner the primary work of his towards the substantive post held by him shall also be adversely effected, as the Department has already given him targets on yearly basis. Apparently, the above aspect has escaped the notice of the Department. Even his Incharge of the substantive post,

i.e. The Chief Executive Officer recommended for reconsideration of the aforesaid. In this regard, a representation dated 05.02.2024, Annexure P-10, has been submitted by him, which has yet not evoked any response. He thus, at this stage, on instructions, submits that the petitioner is sanguine of it being considered in a positive manner, in case, a direction is given to the respondents to decide the same in a time bound manner by granting him an opportunity of hearing.

3. Notice of motion.
4. At the asking of the Court, Mr. Charanpreet Singh, AAG Punjab accepts notice on behalf of the respondent-State and has no objection to the limited prayer made.
5. In view of the aforesaid and without commenting upon the merits of the case, this petition is hereby disposed of with a direction to respondents to consider the representation dated 05.02.2024, Annexure P-10 and decide the same keeping in view the facts as stated on behalf of the petitioner, within a period of one month and in case rejection thereof, an order giving reasons be passed, after associating the petitioner therewith.

(AMAN CHAUDHARY)
JUDGE

14.02.2024
M.Kamra

Whether speaking/reasoned

Whether reportable

:

Yes / No

:

Yes / No