

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CWP-4570-2024 (O&M)
Date of decision: 28.02.2024

Mohan Lal
....Petitioner
Versus
State of Punjab and Others
...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. S.K. Sharma, Advocate for the petitioner

AMAN CHAUDHARY. J.

1. The present Civil Writ Petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of mandamus to direct the respondent No.2 to grant seniority to the petitioner notionally at appropriate place.
2. Learned counsel submits that the petitioner is seeking grant of seniority on notional basis from the date, his junior was promoted in the feeding cadre of Elementary Trained Teacher. In this regard, a legal notice dated 12.09.2023, Annexure P-10, has been served upon respondents, 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 and decide the legal notice dated 12.09.2023, Annexure P-10 within a period of 6 months and if found entitled, necessary benefits be granted to the petitioner forthwith. However, in the eventuality of the relief being denied, a speaking order be passed, after associating him therewith.

(AMAN CHAUDHARY)
JUDGE

28.02.2024
M.Kamra

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