



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-2655-2000

Date of Decision: 30.07.2024

SMT. SAROJ RANI

...Petitioner

Vs.

STATE OF HARYANA AND OTHERS

...Respondents

CORAM:- HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: None for the petitioner.

Mr. Rohit Arya, DAG, Haryana.

TRIBHUVAN DAHIYA, J. (Oral)

This petition has been filed, *inter alia*, seeking a writ of *certiorari* quashing the order dated 12.05.1994, Annexure P-4, whereby the petitioner's junior-third respondent has been promoted as S.S. Mistress. Further, writ of *mandamus* has been sought directing the respondents to promote the petitioner as S.S. Mistress with effect from the date third respondent had been promoted.

2. Learned State counsel contends that the petitioner was not promoted along with her junior-third respondent since she did not have the requisite qualification for the post. As per the prescribed qualification, the candidate has to possess; (i) B.A. with B.T./B.Ed from a recognised University or B.A. Education (4 years course) from the recognised University, (ii) In addition to English in B.A. or B.A. Education, a combination of at least two subject out of History, Political Science, Economics, Geography, Sociology and Public Administration, (iii) Knowledge of Hindi upto matric standard. The petitioner gained qualification in the subject combination only on 31.08.1998, and was not eligible for promotion as on 12.05.1994, when the third respondent was promoted as

S.S.Mistress. However, on acquiring the requisite qualification, she was considered for promotion, and promoted also vide order dated 01.10.1999, Annexure P-3.

3. The facts aforementioned have not been disputed by the petitioner by filing any counter affidavit. Since the petitioner was not eligible for promotion at the time her junior-third respondent was promoted, she has no right to promotion from that date.

4. In view thereof, finding no merit in the petition, it stands dismissed.

(TRIBHUVAN DAHIYA)
JUDGE

30.07.2024
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No