



CWP-7745-2021 (O&M)

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**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

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CWP-7745-2021 (O&M)

Date of decision: 25.07.2024

Sant Kumar Satija

....Petitioner

Versus

State of Haryana and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. D.S. Matya, Advocate for the petitioner

Mr. Harish Rathee, Sr. DAG Haryana

AMAN CHAUDHARY. J. (ORAL)

1. The present petition has been filed for setting aside the impugned order dated 01.09.2020 passed by respondent No.2, vide which the claim of the petitioner was rejected by passing a non-speaking order.

2. Learned counsel submits that the petitioner was promoted to the post of Supervisor from that of driver, vide order dated 11.06.2018, however, he was not granted the pay scale thereof, with regard to which, a representation dated 07.09.2018, Annexure P-2 was submitted and was even recommended by the Principal Chief Conservator of Forests to the Additional Chief Secretary to Government of Haryana, Forests and Wildlife Department vide letter dated 05.12.2018, Annexure P-3. Thereafter, representations dated 05.07.2019 and 27.05.2020, Annexures P-4 and P-5 were also submitted, however, the same were rejected by passing a non-speaking order dated 01.09.2020. He, thus, prays that the matter be reconsidered by the respondents, by passing a speaking order, in a time bound manner, taking into account the above facts.

3. Learned State counsel despite his best efforts was unable to controvert the aforesaid facts and submits that the respondents would not be averse to have a relook at the matter.

4. It is trite to say that recording of cogent, clear and succinct reasons is imperative, so as to ensure doctrine of fairness in decision making and meet out the grounds mentioned in the representation. In order to fulfill the purpose of principles of natural justice, it is vital that justice must not only be done, it must also be seen to be done.

5. In view of the above, this petition is hereby disposed of with a direction to the respondents to reconsider the claim of the petitioner by passing a speaking order, within a period of 6 months in accordance with law. Upon doing so, after notice and hearing offered to him and if found entitled, grant the benefit forthwith. Needless to say, if the orders are adverse to his interest, the same shall contain reasons and the petitioner shall be free to seek legal redress thereupon. It is clarified that nothing observed hereinabove shall be construed to be an expression of opinion on the merits of the case.

(AMAN CHAUDHARY)
JUDGE

25.07.2024
M.Kamra

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