



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-9918-2024

Date of Decision: 15.05.2024

SHAILJA YADAV

...Petitioner

Vs.

THE STATE OF HARYANA AND ANOTHER

...Respondents

CORAM:- HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Ravi Verma, Advocate
for the petitioner.

TRIBHUVAN DAHIYA, J. (Oral)

This petition has been filed, *inter alia*, seeking a writ of *certiorari*, quashing the order, dated 25.07.2023, Annexure P-6, whereby the petitioner's claim for promotion from the date her juniors were promoted, has been kept pending till the final decision of CWP-5886 & 6366-2023.

2. A perusal of the impugned order shows that promotion of the petitioner's juniors as Elementary School Head Master, has been reviewed by the second respondent and show-cause notices have been issued to them for reversion. The said notice is under challenge in petitions, CWP No.5886 of 2023 and CWP No.6366 of 2023, wherein stay on further action pursuant to the show-cause notices for reversion has been granted. In these circumstances, the respondents, vide impugned order, have stated that the petitioner's claim for promotion will be considered at the time when promotion to the post of Elementary School Head Master is to be made, after final decision of the pending writ petitions.

3. Since the petitioner has claimed promotion only from the date her juniors were promoted, the petition does not survive as promotion of the juniors has been reviewed and they are sought to be reverted by issuing appropriate show cause notices for the purpose. Therefore, there is no ground to entertain the petition.

4. It is, however, made clear that in case the petitioner is entitled to promotion in her own right, her case will be considered in accordance with Rules irrespective of the pending petitions mentioned hereinabove. Also, in case promotion given to the juniors is upheld by the Court, she will also be entitled to be considered for promotion from the date her juniors get promoted.

5. Disposed of.

(TRIBHUVAN DAHIYA)
(JUDGE)

15.05.2024
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No