

2024:PHHC:165845



**102+229 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CM-19831-CWP-2024 in/and
CWP No.17928 of 2020
Date of Decision : 12-12-2024**

DEEPAK SHARMA

.....Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

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

Mr. Amarpreet Singh Bains, AAG Punjab.

HARSIMRAN SINGH SETHI, J. (Oral)

CM-19831-CWP-2024

This is an application for placing on record copies of the order dated 17.01.2023, appointment letter dated 13.02.2024 and joining letter dated 21.02.2024 in respect of advertisement dated 10.02.2016 as Annexures P-15 to P-17.

Keeping in view the contents mentioned in the application, the same is allowed. Copies of the order dated 17.01.2023, appointment letter dated 13.02.2024 and joining letter dated 21.02.2024 in respect of advertisement dated 10.02.2016 as Annexures P-15 to P-17 are taken on record subject to all just exceptions.

CWP No.17928 of 2020

Learned counsel for the petitioner submits that as per the respondents, due to the reduction in the number of posts after restructuring

the Department, the cadre posts were reduced from 42 to 30 but, even after filing of the petition, the appointments have been made and thereafter, the petitioner who was within the advertised posts, should have been offered the appointment as well.

Learned counsel for the petitioner submits that the petitioner has already raised the said grievance in the representations dated 25.10.2018 and 01.03.2019 (Annexure P-5 and Annexure P-6 respectively) but the same is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a conscious decision is taken, whether the petitioner is to be accommodated keeping in view his selection against the advertised post and a direction is issued to the respondents to decide the same by passing an appropriate speaking order in a time bound manner.

Learned counsel for the respondent-State submits that in case, the representations dated 25.10.2018 and 01.03.2019 (Annexure P-5 and Annexure P-6 respectively) has been received in the office of the concerned authorities and the same is still pending consideration with the authorities concerned, the same will be decided by the competent authority within a period of eight weeks from the date of the receipt of certified copy of this order by passing an appropriate speaking order. Learned counsel further submits that in case, it is found feasible to accept the claim of the petitioner, the same will be accepted, otherwise due reasons will be mentioned for not accepting the claim of the petitioner in the speaking order to be passed and the said order will be duly conveyed to the petitioner.

Learned counsel for the petitioner submits that keeping in view the statement of learned State counsel, the present petition may kindly be disposed of having been not pressed any further.

Ordered accordingly.

Pending application, if any, also stands disposed of.

12-12-2024
Sapna Goyal

(HARSIMRAN SINGH SETHI)
JUDGE

NOTE:

Whether speaking: YES/NO
Whether reportable: YES/NO