

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(219)

CWP-29414-2018
Date of Decision: 14.02.2024

Sita RamPetitioner

Versus

State of Punjab and othersRespondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Peeush Gagneja, Advocate, for the petitioner.

Mr. Jai Narain, AAG, Punjab.

Mr. Ajay Pal Singh, Advocate, for respondent Nos.2 to 5.

NAMIT KUMAR, J.(ORAL)

1. The present petition has been filed by the petitioner under Article 226/227 of the Constitution of India, who is working as Fitter Coolie-cum-key man in the Punjab Water Supply and Sewerage Board, seeking a writ in the nature of Mandamus directing the respondents to consider his case for promotion to the post of Pumb Operator and further to the post of Junior Engineer and to pay consequential benefits, alongwith interest for the delayed period.

2. Learned counsel for the petitioner submits that the petitioner joined the service of the Board on 01.02.1997 as Daily Wage Beldar and thereafter, his services were regularized w.e.f. 24.09.2001. His case for further promotion to the post of Pump Operator and then to the post of Junior Engineer has not been considered and whereas, other similarly situated employees namely Pawan S/o Sh. Sohan Lal, who was working as Welder on contract basis; Sandeep S/o Munna Lal and Harsh who was also working on contract basis, have since been promoted to the post of Pump Operators.

served a legal notice dated 03.10.2018 (Annexure P-5) which was forwarded by respondent No.1 to the Board vide letter dated 05.11.2018, however, no final decision on the claim of the petitioner as enumerated in the legal notice has been taken and he would be satisfied, if appropriate directions are issued to respondent No.2 to consider the claim of the petitioner as submitted in the legal notice dated 03.10.2018 (Annexure P-5) in a time bound manner.

3. Learned counsel for the respondents have no objection to the innocuous prayer made by learned counsel for the petitioner.

4. In view of the above, let respondent No.2-Chief Engineer (Central), Punjab Water Supply and Sewerage Board (Chandigarh) shall consider and decide the claim of the petitioner for promotion to the post of Pump Operator and then to the post of Junior Engineer, on merits as mentioned in the legal notice dated 03.10.2018 (Annexure P-5), within a period of 3 months, from the date of receipt of certified copy of this order and in case the petitioner is found entitled to any benefit, the same shall be granted to him, within a period of two months thereafter.

5. The present writ petition is disposed of in the above terms.

(NAMIT KUMAR)
JUDGE

14.02.2024
anil

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