

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

122

CWP-1592-2024

Date of Decision :24.01.2024

Harmesh Kumar

...Petitioner

Versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Virender Kumar Shukla, Advocate for the petitioner.

Mr. Rohit Ahuja, DAG, Punjab

* * *

Harsimran Singh Sethi, J. (Oral)

1. In the present petition, grievance of the petitioner is that the petitioner is not being given appointment from his initial date of appointment at the time of his absorption to the post of Senior Assistant, which is arbitrary and illegal.

2. Learned counsel for the petitioner submits that once the petitioner has been absorbed, the appointment will relate back to the initial date of appointment of the petitioner on which post he is discharging duties and he is entitled for the benefit on the basis of the continuous length of service.

3. Learned counsel for the petitioner further submits that the petitioner has already raised the said grievance before the respondents by way of serving demand notice dated 08.05.2023 (Annexure P/9), which is

still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the said demand notice.

3. Notice of motion.

4. Mr. Harish Nain, AAG, Haryana accepts notice on behalf of the respondent-State and submits that in case the demand notice dated 08.05.2023 (Annexure P/9) has been received from the petitioner and is still pending consideration with the respondents, the same will be decided by the respondents in accordance with law and an appropriate order will be passed within a period of 08 weeks from the date of receipt of copy of this order

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

6. Ordered accordingly.

January 24, 2024
aarti

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No