

2025.PHHC.006553



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

114

CWP-1090-2025

Date of Decision: 17.01.2025

GHANSHYAM DAS AND OTHERS

... Petitioners

VERSUS

STATE OF HARYANA AND OTHERS

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Mr. Ashtasheel Patil, Advocate for
Mr. Rajinder Goel, Advocate for the
petitioners.

VINOD S. BHARDWAJ, J. (ORAL)

Prayer in the present petition is for directing the official respondents to consider the claim of the petitioners for promotion to the post of Clerk from the date their juniors have been promoted alongwith all consequential benefits.

Learned counsel for the petitioner contends that the juniors of the petitioners have been promoted to the post of Clerk while ignoring the petitioners in an unlawful and arbitrary manner; whereas the petitioners are duly eligible for promotion. Learned counsel for the petitioners further submits that with regard to their grievance(s), the petitioners have got served a legal notice dated 28.09.2024 (Annexure P-9) but the respondents have not taken any decision thereupon till date.

Notice of motion.

Ms. Tanisha Peshawaria, DAG, Haryana accepts notice on behalf of respondents No.1 and 2; and prays for some time to complete instructions and file response, if so advised.

Learned counsel for the petitioners, however, contends that he would be satisfied at this stage, in case respondent No.2- Excise and Taxation Commissioner, Haryana, Vanijya Bhawan, Panchkula (Haryana) is directed to consider and decide the legal notice dated 28.09.2024 (Annexure P-9) served by the petitioners, by passing a speaking order in a time bound manner.

Learned State Counsel does not have any objection to the request made by learned counsel for the petitioners.

Accordingly, in view of the above; with the consent of the parties and without commenting anything on the merits of the case, the present petition is disposed of while directing respondent No.2 to consider and decide the legal notice dated 28.09.2024 (Annexure P-9) by passing a reasoned and speaking order after affording an opportunity of hearing to the respective parties within a period of four months of the receipt of certified copy of this order.

JANUARY 17, 2025.
rajender

(VINOD S. BHARDWAJ)
JUDGE

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