

2025:PHHC:002776



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

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CWP-228-2016 (O & M)

Date of decision: 09.01.2025

Gurnam Singh Pal

....Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. R.D.Bawa, Advocate,
Mr. Samuel Gill, Advocate and
Mr. Randhir Bawa, Advocate,
for the petitioner.

Mr. Amarpeet Singh Bains, AAG, Punjab.
Mr. Kulbir Singh Saini, Advocate for
Mr. M.L.Saini, Advocate,
for respondents No.3 and 4.

AMAN CHAUDHARY, J. (ORAL)

1. Prayer made in the present petition is for directing the respondents to consider and promote the petitioner to the post of Superintendent Grade-I, with all consequential benefits w.e.f. 16/19.10.2015, on which date his juniors i.e. respondents No.4 and 5 have been promoted.

2. Learned counsel for the petitioner submits that it has yet again been admitted in the additional affidavit dated 25.09.2024 of Ms. Manjeet Kaur, Deputy Secretary, Department of Revenue, Rehabilitation and Disaster Manager, Financial Commissioners' Secretariat, Punjab that the Department of Personnel had issued the instructions/clarification on

10.10.2014 regarding non-consideration of roster point as seniority point, however, still the petitioner, who was admittedly senior to the private respondents in terms of the tentative seniority list, though issued after DPC was conducted, but before the promotions had actually been effected based on the meeting of the Departmental Promotion Committee on 12.02.2015, has not been considered. He thus, at this stage, on instructions, prays that a direction is given to the respondents to reconsider the matter, in a time bound manner, to which learned counsel for the respondents have no objection.

3. In view of the above and without commenting on the merits of the case, this petition is hereby disposed of with a direction to the respondents to take a decision afresh within a period of 4 months, taking note of the aforesaid submissions, which this Court has no reason to believe the authorities would not address in a just, fair and reasonable manner. Upon doing so, after notice and hearing offered to him and if found entitled, grant the benefit forthwith. Needless to say, if the orders are adverse to his interest, the same shall contain reasons and the petitioner shall be free to seek legal redress thereupon.

09.01.2025

parveen kumar

(AMAN CHAUDHARY)
JUDGE

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