

2024:PHHC:019426
IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CWP-3128-2024
Date of decision: 12.02.2024

Harmesh Lal ...Petitioner
Versus
State of Punjab and others ...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present: Mr. Yogesh Putney, Advocate for the petitioner.

AMAN CHAUDHARY J.

1. The prayer in the present Civil Writ Petition under Articles 226/227 of the Constitution of India, is to issue a writ in the nature of certiorari for quashing the impugned order dated 25.01.2024, Annexure P-27 to the extent, whereby, the respondent Nos.5 to 10 have been promoted to the post of District Education Officer (Secondary Education)/District Education Officer (Elementary Education)/Assistant Director.
2. Learned counsel would contend that the seniority list dated 07.08.2020, Annexure P-10, of the Masters and Lecturer Cadre, which had though become redundant in view of it having to be re-casted as per the directions of this Court issued vide orders Annexures P-14 to P-16 and a representation regarding the same dated 15.05.2023, Annexure P-26, has been submitted to respondent No.1, which has not yet evoked any response, but the promotions to the post of District Education Officer are being sought to be made. He, however, at this stage, on instructions, submits that the petitioner is sanguine of it being considered in a positive manner, in case, a direction is given to the respondent No.1 to decide the same in a time bound manner by granting him an opportunity of hearing.
3. Notice of motion.

4. At the asking of the Court, Mr. Gagneshwar Walia, Addl. A.G., Punjab accepts notice on behalf of the respondents-State and has no objection to the limited prayer made.

5. In view of the aforesaid and without commenting upon the merits of the case, this petition is hereby disposed of with a direction to respondent No.1 to consider the representation 15.05.2023, Annexure P-26 and decide the same within a period of 6 weeks and pass a speaking order, after associating the petitioner therewith.

12.02.2024
Hemant

(AMAN CHAUDHARY)
JUDGE

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