

No. 609 (DW) Writs Dated 11/12/14

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

1. State of Haryana through the Commissioner and Secretary,
Education Department, Government of Haryana,
Chandigarh. *Sector 5, Panchkula. S. P. Bhow*
2. Director, Secondary Education, Haryana, Panchkula.
3. District Education Officer, Bhiwani.

Subject : CWP No. 14383 of 2000 (O&M)

Saroj Tanwar

.....Petitioner(s)

Versus

State of Haryana and others

.....Respondent(s)

Sir,

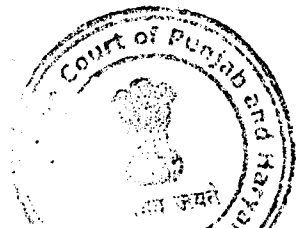
I am directed to forward herewith a copy of orders
dated **19.11.2014** passed by this Hon'ble High Court in the
above noted case for immediate compliance.

Given under my hand and the seal of this Court on this 2nd
day of December, 2014.

19/12/14
HR(L)

(20)

21/12/14
**Superintendent(Writs)
For Assistant Registrar (Writs)**



IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA

AT CHANDIGARH

C.W.P.No. 14383 of 2000

Saroj Tanwar, Lecturer-in-Hindi, School Cadre Posted at
Govt. Senior Secondary School, Kharak, Distt. Bhiwani.

.....Petitioner

Versus

1. The State of Haryana, through secretary &
Commissioner to Government of Haryana, Education
Department, Haryana, Civil Secretariat, Sector 17,
Chandigarh.

2. Director of Secondary Education, Haryana, 30 Bays
Building, Sector 17, Chandigarh.

3. District Education Officer, Bhiwani.

4. Santosh Sethi, Government Senior Secondary
School, Kohand, Karnal.

.....Respondent.

Civil Writ Petition Under Articles
226/227 of the Constitution of India for

REPUBLIC OF INDIA
HARYANA
CHANDIGARH

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High Court

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issuance of a writ in the nature of certiorari quashing the impugned order dated 14.8.2000 vide which the respondent have declined the claim of the petitioner for promotion from the date her juniors were promoted ; further issuance of a writ in the nature of mandamus directing the respondents to promote the petitioner from the date her juniors were promoted that too with all consequential benefits arising thereof ; and/or for issuance of any other appropriate writ, order or direction which this Hon'ble Court may deem fit and proper in the peculiar circumstances of this case.

Respectfully Showeth :

1. That the petitioner is resident of State of Haryana and thus being the citizen of India is competent to invoke the extra ordinary writ jurisdiction of this Hon'ble Court under Articles 226/227 of the Constitution of India.

2. That the petitioner was appointed as Master on adhoc basis on 6.12.1975 and her services were regularised as such on 1.1.1980 and promoted as lecturer school cadre on 27.2.1992. Since then the petitioner has

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 14383 of 2000 (O&M)

Date of decision: 19.11.2014

Saroj Tanwar

.. Petitioner

versus

State of Haryana and others

.. Respondents

Coram: **Hon'ble Mr. Justice Rajesh Bindal**

Present: Mr. Manoj Chahal, Advocate for the petitioner.
Mr. Harish Rathee, Senior Deputy Advocate General, Haryana.

Rajesh Bindal, J.

The grievance made in the present petition is that the persons junior to the petitioner as Masters were promoted as Lecturers. It is not the dispute that the persons, who were allegedly junior to the petitioner, were promoted as lecturers on 06.12.1990. Subsequent thereto, even the petitioner was promoted as such as Lecturer on 06.12.1992. Petitioner kept quiet and did not raise any issue regarding the same till such time she filed CWP No. 8084 of 2000 seeking to antedate her promotion as Lecturer from the date the persons junior to her were promoted.

On a direction issued by this Court in the aforesaid writ petition on 06.07.2000, impugned order dated 14.08.2000, rejecting the claim of the petitioner was passed.

Considering the fact that issue regarding the promotion of the persons, who were allegedly junior to the petitioner, to the post of Lecturers was raised eight years after the alleged promotion of the juniors before the petitioner has been promoted, the petition deserves to be dismissed on account of delay and laches only. Reference can be made to judgment of this Court in CWP No. 28508 of 2013 Suraj Mal Vs. State of Haryana and others decided on 29.09.2014.

Dismissed.

PUNJAB AND HARYANA HIGH COURT