



IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CWP-14931-2025

Date of Decision: 22.05.2025

KRISHAN LAL AND ANOTHER ..... Petitioners

*Versus*

STATE OF HARYANA AND ANOTHER ..... Respondents

**CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL**

Present: Mr. G.S. Gopera, Advocate  
for the petitioners.

Ms. Rajni Gupta, Addl. AG, Haryana.

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**JAGMOHAN BANSAL, J. (Oral)**

1. The petitioners through instant petition under Articles 226/227 of the Constitution of India are seeking setting aside of order dated 08.04.2025 (Annexure P-6) and 12.03.2025 (Annexure P-7) whereby respondent has rejected their representation seeking deemed date of promotion.

2. This is a common writ petition of two petitioners. They joined Haryana Police Force as Constable in December' 1988. They from time to time were promoted to the higher rank. They came to be promoted as Sub-Inspectors in 2018. They were brought in List-F in 2023-2024, however, could not be promoted due to interim order passed by this Court in *Civil Writ Petition No.24263 of 2021* titled as '*Jagdish and others Vs. State of Haryana and others*'. The said writ petition has been dismissed by this Court vide judgment dated 13.02.2025. The said



petition was filed by members of Indian Reserve Battalion who were claiming that they should be promoted as Inspectors alongwith other cadres of Haryana Police Force. The petitioner No.1 retired on 31.05.2024 and petitioner No.2 retired on 31.01.2025 whereas aforesaid writ petition was dismissed on 13.02.2025.

3. Mr. G.S. Gopera, Advocate for the petitioners submits that petitioners could not be promoted because of interim order passed by this Court in *Civil Writ Petition No.24263 of 2021* titled as '*Jagdish and others Vs. State of Haryana and others*'. They have retired as Sub-Inspectors whereas they were entitled to the rank of Inspector. There was no lapse on their part. Their juniors would retire as Inspector.

4. I have heard the arguments of learned counsel for the parties and perused the record with their able assistance.

5. From the perusal of record, it is evident that petitioners were brought in List-F in 2023-2024. They were eligible for promotion and might have been promoted before their retirement, however, their case was not considered by Departmental Promotion Committee (for short 'DPC') because of interim order passed by this Court in aforesaid writ petition. Promotion is not a fundamental or a vested right though promotion is part of service and right of service is guaranteed by Articles 14 and 16 of the Constitution of India. Every employee has right to be considered for promotion but no one can claim promotional post as a matter of right. This Court in aforesaid writ petition passed interim order whereby promotions were withheld, *a fortiori*, many officers who were going to retire during the intervening period i.e. date of interim order and final order were bound to lose promotion. The respondent could have



held DPC and keep the outcome pending till the final disposal of the writ petition. The respondent did not choose said option. The petitioners also did not approach this Court for their grievance during the pendency of said petition.

6. In the wake of facts and findings, this Court is of the considered opinion that instant petition deserves to be dismissed and accordingly dismissed.

**( JAGMOHAN BANSAL )**  
**JUDGE**

22.05.2025

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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No