



CWP-16490-2025

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

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CWP-16490-2025

Date of Decision: 29.05.2025

Devender Kumar

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Shashi Kumar Yadav, Advocate for the petitioner

Ms. Rajni Gupta, Additional Advocate General, Haryana

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking direction to the respondents to promote him w.e.f. 29.11.2023 to the rank of Deputy Superintendent of Police.

2. The petitioner claims that as per Government instruction dated 07.10.2023 (Annexure P-1), the petitioner is entitled to out of turn promotion under reservation policy. The said policy was challenged before this Court which vide judgment dated 01.04.2025 (Annexure P-6) has upheld the policy with a rider that respondent would apply principle of creamy layer while implementing reservation in promotional posts of Group 'A' and 'B'. The petitioner belongs to Schedule Caste Category and he is entitled to promotion in terms of afore-stated instruction and judgment of this Court.

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3. This Court, at this stage, cannot direct the State Government to implement afore-stated instructions in *toto* because by afore-cited judgment a rider has been introduced. It is the State Government which has to decide fate of all the eligible candidates. The Court is sanguine of the fact that claim of the petitioner would be considered along with similarly situated employees.

4. In the backdrop, the petition stands disposed of.

(JAGMOHAN BANSAL)
JUDGE

29.05.2025*Mohit Kumar*

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