

ORDER

Sh. Mohinder Singh and others have filed CWP No. 20199 of 2018 titled as Mohinder Singh and others Versus State of Haryana and others in the Hon'ble Punjab and Haryana High Court praying therein for directing the respondents to grant them benefit of seniority w.e.f. 2004 the date when they joined this Department on transfer basis. The petitioners have claimed the said benefits in view of decision dated 6.2.2017 of the Hon'ble High Court passed in CWP No. 22309 of 2013 titled as Arun Kumar Verma and others Versus State of Haryana and others.

2. However, during the pendency of the above said CWP No. 20199 of 2018, the department examined the matter afresh in accordance with above said decision dated 6.2.2017 of the Hon'ble High Court passed in CWP No. 22309 of 2013 and the Department vide its order dated 2.12.2019 has granted the benefit of seniority to the above said petitioners w.e.f. 29.6.2004. Accordingly, the petitioner have been placed above Sh. Dilbagh Singh and below Sh.Khuma Nand, in seniority list of Peons.

3. Consequent upon grant of seniority to the petitioners in the cadre of Peons w.e.f. 29.6.2004, the above said officials are hereby promoted from the post of Peons to the posts of Clerks w.e.f. 9.3.2011 i.e. from the date their juniors were promoted as such, in the 5200-20200+1900GP:-

Sr. No.	Name of employees with designation	Promotion as Clerk w.e.f. 9.3.2011
1.	Sh. Mohinder, Peon O/o Labour Court, Hisar.	Clerk
2.	Sh. Rambir Singh, Peon O/o Labour Court-1, Gurugram.	Clerk
3.	Sh. Raj Kumar, Peon O/o Deputy Director (IS&H), Panipat.	Clerk
4.	Sh. Suresh Kumar, Peon O/o Assistant Labour Commissioner, Rohtak.	Clerk
5	Sh. Bhupinder Singh Dixit, Peon O/o Assistant Labour Commissioner, Circle-3, Gurugram.	Clerk

4. Although, the juniors to the petitioners have already been promoted to the next higher post of Assistants but the petitioners cannot be promoted to the posts of Assistants, as they have not worked and acquired the requisite prescribed experience of minimum three years as Clerks for promotion to the posts of Assistants as per rules of Department.

5. The posting orders of the above said officials will be issued later on.

Dated: 23.11.2021

**Pankaj Agarwal, IAS
Labour Commissioner, Haryana.**

Endst. No. Estt./01/2021/28955-74 Dated:-14-12-2021

A copy is forwarded to the following for information and necessary action please.

1. Presiding officer, Industrial Tribunals-cum-Labour Court, Hisar and Gurugram-I.
2. PS/Labour Commissioner, Haryana.
3. Deputy Director (IS&H), Panipat.
4. Deputy Labour Commissioner, Rohtak and Gurugram-I.
5. Assistant Labour Commissioner, Rohtak and Circle-3, Gurugram.
6. Treasury officer, Hisar, Gurugram Rohtak and Panipat.
7. Concerned official.
8. Personal file of the official.
9. Office order file.


Superintendent (Estt.),
for Labour Department, Haryana.