

MC 1799/2013  
BEFORE  
HON'BLE MR. JUSTICE HRISHIKESH ROY

Heard Mr. SK Medhi, learned counsel appearing for the petitioner. The respondents are represented by Mr. RM Das, standing counsel, Education. The Misc. Case No.1799/2013 has been filed by the writ petitioner for an observation by the Court to the effect that pendency of the case shall not be a bar to consider promotion of the petitioner, to the post of Assistant Headmistress, on the strength of her empanelment in the select list dated 16.2.2012 (Annexure-3). In response, the departmental lawyer submits that promotion can be considered in accordance with the applicable norms and there can't be any enforceable right of promotion merely because, the petitioner is in the select list. Be that as it may, having regard to the fact that some of the other empanelled candidates from the select list dated 16.2.2012 were promoted, it is clarified that at the pendency of the WP(C) No.3298/2013 shall not be a bar to consider promotion of the petitioner to the post of Assistant Headmistress. However this Court's order should not be used to give order for promotion. The Misc. Case is disposed of with the above order.