

IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

Writ Petition (S/B) No. 431 of 2019

Jagat Ram

.....Petitioner

Versus

State of Uttarakhand & others

.....Respondents

Mr. Sandeep Kothari, Advocate for the petitioner.

Mr. Paresh Tripathi, Chief Standing Counsel for the State.

Mr. Ashish Joshi, Standing Counsel for the Uttarakhand Public Service Commission.

JUDGMENT

Coram: Hon'ble Ramesh Ranganathan, C.J.

Hon'ble Alok Kumar Verma, J.

Dated: 29th November, 2019

RAMESH RANGANATHAN, C.J. (Oral)

Mr. Sandeep Kothari, learned counsel for the petitioner, would submit that the petitioner's promotion as Deputy Inspector General (Police Telecom) was stalled on the ground that reservation in promotion is required to be provided ; since the post of Deputy Inspector General (Police Telecom) is a single post, the question of providing reservation in promotion to such post does not arise; and, it is only because of the interim order passed by this Court, in Writ Petition (S/B) No.396 of 2019 dated 26.08.2019, that the petitioner's promotion has not been given effect to.

2. As Writ Petition (S/B) No.396 of 2019 has been finally disposed of by our order dated 29.11.2019, in the light of the order passed earlier in Review Application No.389 of 2019 in Writ Petition (S/B) No.117 of 2019 dated 15.11.2019, it is wholly unnecessary for us to examine the petitioner's claim in this Writ Petition, since the petitioner's promotion is said not to have been given effect to only because of the interim order passed in Writ Petition (S/B) No.396 of 2019 on 29.11.2019.

3. Since the interim order passed therein would not survive disposal of the main Writ Petition, suffice it to observe that, in case the petitioner is still aggrieved by the inaction of the respondents in not effecting promotion on grounds other than because of the interim order passed in Writ Petition (S/B) No.396 of 2019, which was finally disposed of by us today ie 29.11.2019, it is always open to the petitioner to avail his judicial remedies in accordance with law.

4. Subject to the aforesaid observations, the Writ Petition is closed.
No costs.

(Alok Kumar Verma, J.)
29.11.2019

(Ramesh Ranganathan, C. J.)
29.11.2019

NISHANT