

IN THE HIGH COURT OF JHARKHAND AT RANCHI

W.P. (S) No. 259 of 2023

1. Mukesh Kumar, aged about 51 years, son of Late Parmanand Singh, resident of C/O Rajesh Kumar Sinha, Behind Krishna Tower, Serveshwari Nagar, P.O. Hehal, P.S. Pandra, District Ranchi, Jharkhand
2. Amit Kumar Das, aged about 40 years, Son of Sri Sahdeo Das, resident of C/O Renuka Sadan, Azad Nagar, P.O., P.s. & District Sahebganj, Jharkhand
3. Vikas, aged about 45 years, son of Late Laxman Thakur, resident of Plot No. 135, Cooperative Colony, Bokaro Steel City, P.O. Bokaro, P.S. B. S. City, District Bokaro, Jharkhand

... ... **Petitioners**

Versus

1. The State of Jharkhand through the Secretary, Agriculture, Animal Husbandry and Cooperative Department, Government of Jharkhand, having its office at Nepal House, Doranda, P.O. & P.S. Doranda, District Ranchi, Jharkhand
2. The Secretary, Personnel, Administrative Reforms and Rajbhasha Department, Government of Jharkhand, Project Bhawan, P.O. & P.S. Dhurwa, District Ranchi, Jharkhand
3. The Secretary, Finance Department, Government of Jharkhand, Project Bhawan, P.O. & P.S. Dhurwa, District Ranchi, Jharkhand
4. The Registrar, Cooperative Societies, Govt. of Jharkhand having its office at Pashupalan Bhawan, Singhmore, P.O. & P.S. Hatia, District Ranchi, Jharkhand

... ... **Respondents**

CORAM: HON'BLE MRS. JUSTICE ANUBHA RAWAT CHOUDHARY

For the Petitioners : Mr. Rahul Kumar, Advocate
For the Respondents : Ms. Chaitali C. Sinha, Advocate

04/13th February 2024

1. Learned counsel for the parties are present.
2. This writ petition has been filed for the following reliefs: -

"for issuance of an appropriate writ(s)/order(s)/direction(s) upon the Respondents to consider and promote the petitioners who are presently working as Senior Audit Officer in Grade Pay of Rs. 4200/- to the post of Sub-Divisional Audit Officer in the Grade Pay of Rs. 4600/- from due date of their eligibility and experience in terms of the Jharkhand Cooperative Auditors Cadre Rules, 2014.

And/Or

The Petitioners further pray for issuance of appropriate and suitable direction or command upon the respondent authorities to pay the scale of promoted post to the Petitioners with consequential and monetary benefits from the due date of promotion.

And/Or

Your Lordships may pass such other and further order/orders as your Lordships may deem fit and proper for doing consonable justice to the petitioner."

3. The learned counsel for the respondents has submitted that as per the counter-affidavit, the matter is under active consideration of the respondents and therefore the writ petition be disposed of.
4. Upon this, the learned counsel for the petitioners has submitted that the promotion is due for quite some time and *ad-hoc* arrangements have been made by the respondents from time to time and therefore some timeframe may be given so that appropriate decision is taken expeditiously.
5. The learned counsel for the petitioners has relied upon the order passed by this Court in W.P. (S) No. 03 of 2023 disposed of 05.02.2024 and has submitted that the present case related to the same post in which three months' time has been granted by this Court for consideration. He submits that appropriate order in same terms be passed.
6. After hearing the learned counsel for the parties and considering the facts and circumstances of this case particularly the nature of relief and the counter-affidavit filed, it is not in dispute that the matter regarding promotion of the petitioners and other candidates are under active consideration of the respondents. However, no timeframe to complete the process has been given in the counter affidavit.
7. This Court in W.P. (S) No. 03 of 2023 has considered the Circular of the State Government regarding conducting Departmental Promotion Committee meeting twice a year as per the policy of the State Government wherein it has been observed that the policy is not being adhered to and therefore direction has been issued in W.P. (S) No. 03 of 2023 and the present matter relates to the same promotion.
8. Accordingly, this writ petition is disposed of in terms of W.P. (S) No. 03 of 2023.
9. Pending interlocutory application, if any, is closed.

(Anubha Rawat Choudhary, J.)

Mukul