


27.10.2023 1. Learned for the appellant present and argued that in accordance with order dated 29.08.2023 writ petition filed by the appellant sent to this Tribunal by considering its service appeal. He argued that promotion order of the appellant was withdrawn by the respondents vide order/letter dated 11.03.2023, 12.03.2023 and 16.03.2023 by considering promotion of the appellant as out of turn promotion in light of judgment of apex court. Learned counsel for the appellant further argued that appellants were promoted after going through necessary training and no official/their colleagues were superseded and case of the appellant does not fall within definition of out of turn promotion. Points raised need consideration. Instant appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security fee within 7 days. Thereafter, notices be issued to respondents for submission of written reply/comments. Respondents be summoned through TCS the expenses of which be deposited by the appellant within 3 days. Adjourned. To come up for written reply/comments on 10.11.2023 before S.B. P.P given to learned counsel for the appellant.

2. Alongwith with the appeal, there is an application for suspension of operation of impugned order dated 15.03.2023 and any subsequent orders. Notice of this application be issued to respondents. In the meanwhile, operation of impugned order shall remain suspended till the date fixed.


(Rashida Bano),
Member (J)