

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

DATE OF DECISION: JULY 24, 2015

Amlok Singh

.....Petitioner

VERSUS

State of Punjab and others

....Respondents

CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASI

1. Whether Reporters of local papers may be allowed to see the judgement?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

Present: Mr. Dheeraj Mahajan, Advocate,
for the petitioner.

AUGUSTINE GEORGE MASI, J. (ORAL)

It is the contention of counsel for the petitioner that the petitioner was appointed as a Senior Lab Attendant in the Department of Education on 01.10.1987. He continued in service till 31.10.2012. Prior thereto, he submitted an application for voluntary retirement on 08.10.2012 (Annexure P-1) on the ground that he is not keeping good health and, therefore, is unable to continue in service.

The case of the petitioner was forwarded by the Principal of the School and thereafter, by the District Education Officer to the Director Public Instructions (Secondary Education), Punjab. However, when no decision was taken on the request of the petitioner, he submitted a representation for rejoining duty on 19.11.2013 (Annexure P-3). The said case was also forwarded by the Principal to the District Education Officer,

who further forwarded the same to the Director Public Instructions (Secondary Education), Punjab. Till date, no final decision on the claim of the petitioner has been made.

A communication dated 07.04.2014 (Annexure P-4) has now been received by the District Education Officer from the Director, Public Instructions (Secondary Education), Punjab, to the effect that the case of the petitioner as sent by him is incomplete. On 14.07.2014 vide communication Annexure P-6, the District Education Officer (Senior Secondary), Gurdaspur has forwarded the case of the petitioner to the Director, Secondary Education, Punjab, but no further action has been taken thereon.

Counsel for the petitioner has submitted a fresh representation dated 05.01.2015 (Annexure P-7) to the Director, Department of Education (Senior Secondary), Punjab-respondent No.3 praying for permission to rejoin his duties but no decision thereon has been taken or conveyed to the petitioner.

Counsel contends that the petitioner, at this stage, would be satisfied if a direction is issued to the Director, Department of Education (Senior Secondary), Punjab, Chandigarh-respondent No.3 to consider and decide the representation dated 05.01.2015 (Annexure P-7) filed by the petitioner, within some specified time.

In view of the statement made by the counsel for the petitioner and without going into the merit of the case or commenting thereon, the present writ petition is disposed of with directions to the Director, Department of Education (Senior Secondary), Punjab, Chandigarh-respondent No.3 to consider and decide the representation dated 05.01.2015

CIVIL WRIT PETITION NO.12962 OF 2015

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(Annexure P-7) by passing a speaking order within a period of two months from the date of receipt of certified copy of this order. Decision so taken be conveyed to the petitioner forthwith.

**July 24, 2015
khurmi**

**(AUGUSTINE GEORGE MASIH)
JUDGE**