

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.13983 of 2015

Date of Decision:22.07.2015

Labh Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI.

**Present: Mr.Madhav Pokhrel, Advocate,
for the petitioner.**

**Mr.Neelesh Sharma, Senior Assistant in
the office of DPI(S.E.), Punjab, Mohali.**

- 1. Whether reporters of local papers may be allowed to see the judgment ?**
- 2. To be referred to the reporters or not?**
- 3. Whether the judgment should be reported in the digest?**

ARUN PALLI, J.(oral)

Notice of motion.

Mr.Anshul Gupta, Assistant Advocate General, Punjab, present in the Court accepts notice on behalf of the respondents. Copy supplied. In the wake of an order, I intend to pass, no formal written statement is necessary to be filed by the State, at this stage.

A writ in the nature of mandamus is prayed for, so as to direct the respondent-Department to revoke the order of suspension of the petitioner and he be reinstated on duty as he is under suspension from 09.04.2013 and till date the disciplinary proceedings have not been concluded. Further, a direction to the respondents is

also sought for to enhance the subsistence allowance to the petitioner from 50% to 75%, as six month's period has expired, in terms of Rule 7.2(1) of Punjab Civil Services Rules, Volume I, Chapter VII. It is maintained that prior to the institution of this petition, the respondents were even served upon a legal notice dated 03.03.2015(Annexure P-11) but that too has failed to evoke any response.

Learned counsel for the petitioner submits that let this petition be disposed of with a direction to the respondents to consider and decide the legal notice(Annexure P-11), served by the petitioner, within a specified time.

The prayer is not opposed by the learned State Counsel. He submits that let a direction be issued to the respondents to consider and decide the legal notice(Annexure P-11) served by the petitioner and an appropriate order shall be passed within a period of three month from the date of receipt of certified copy of this order.

That being so, and without expressing any opinion on merit, this petition is disposed of with a direction to the respondents to consider and decide the claim of the petitioner, as set out in his legal notice dated 03.03.2015(Annexure P-11), strictly, in accordance with law, within a period of three months from the receipt of certified copy of this order. Needless to assert, a comprehensive order shall be passed, assigning reasons in support of the decision arrived at.

July 22, 2015
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(ARUN PALLI)
JUDGE