

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

**CWP No. 16374 of 2015
Date of decision: 10.08.2015**

Raman Singh
State of Punjab & others

Versus

....Petitioner(s)
...Respondent(s)

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: Mr. R.S.Manhas, Advocate, for the petitioner.

Mr.Anshul Gupta, AAG, Punjab.

G.S.SANDHAWALIA, J. (Oral)

The present writ petition has been filed under Articles 226/227 of the Constitution of India, for quashing the order dated 20.09.2013 (Annexure P3), vide which, the claim of the petitioner for employment has been rejected on the ground that the petitioner is not owner of the land before 01.05.1986.

Notice of motion.

Mr.Gupta accepts notice on behalf of the respondents.

Counsel for the petitioner contends that as per the policy dated 18.11.1993 (Annexure P1), the petitioner's entitlement is there in case he is resident of Village Sarti Teeka Patralwan Hadbast No.404. Various documents including the documents showing the ownership of the house of the father of the petitioner in the said village, voters list showing the petitioner and his family being resident of the said village, the land of which was acquired for construction of the Ranjit Sagar Dam etc., have been appended.

Admittedly, respondent No.2 rejected the claim of the petitioner solely on the ground that the petitioner was not owner of the land. Representation has been filed, thereafter, on 20.03.2014 (Annexure P4) that the father of the petitioner was having residential house and therefore, the petitioner was entitled for the benefit of employment.

Resultantly, the present writ petition is allowed and the order dated 20.09.2013 (Annexure P3), qua the petitioner, is set aside. Respondent No.2 shall examine the claim of the petitioner afresh, after taking into consideration the representation dated 20.03.2014 (Annexure P4) and pass a speaking order, within a period of 2 months from the receipt of a certified copy of this order.

10.08.2015
sailesh

(G.S. SANDHAWALIA)
JUDGE