

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Civil Writ Petition No.16667 of 2015

Date of decision: 13.8.2015

Manjit Singh, Head Constable

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: MR.JUSTICE G.S.SANDHAWALIA

Present: Mr. K.K.Thakur, Advocate for the petitioner.

G.S.SANDHAWALIA, J, (Oral)

The present writ petition has been filed for issuance of a writ of Mandamus to grant the petitioner benefits of pay fixation, seniority as constable from the date the petitioner completed six months' service as Special Police Officer(SPO) and all consequential benefits.

The pleaded case of the petitioner is that he has appointed as SPO on 23.6.1989 in District Ferozepur. Thereafter, he was appointed as Constable on 13.8.2001. As per the terms and conditions of the instructions issued by the Director General of Police, Punjab to all the Senior Superintendent of Police in Punjab for absorption of SPOs from the deemed dates he was inducted as Constable. The petitioner was to however be liable for the deemed date of appointment with effect from the date persons junior to him were absorbed as Constables. The benefit had not been extended to the petitioner whereas similarly situated persons had been granted the benefit who have identical case.

Counsel for the petitioner submits that he would be satisfied at this stage if a direction is issued to the respondents to decide the legal notice dated 14.5.2015 (Annexure P/8) served upon them at the first instance within a specified period.

Accordingly, without commenting upon merits of the case, the present writ petition is disposed of with a direction to the respondents to consider and decide the claim of the petitioner as set out in the legal notice dated 14.5.2015 (Annexure P/8) in accordance with law from the date of receipt of a certified copy of this order. Needless to say that in case relief is to be denied then a reasoned order be passed by the respondents.

The present writ petition is disposed off with the aforesaid directions.

August 13, 2015
Pka

(G.S.SANDHAWALIA)
Judge