

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

CWP No.22599 of 2015

Date of Decision: 20.10.2015

Paramjit Chand

... Petitioner

Versus

State of Punjab & ors.

... Respondents

CORAM:- HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Gurminder Singh, Sr. Advocate, with
Mr. Manpreet Singh Longia, Advocate,
for the petitioner.

1. To be referred to the Reporters or not? .
2. Whether the judgment should be reported in the Digest?

RAJIV NARAIN RAINA, J.(Oral)

This petition has been filed under Article 226 of the Constitution of India *inter alia* seeking a mandamus to the State to promote the petitioner to the post of Sub-Inspector in the Punjab Police from the date his juniors have been promoted and further seek a writ of certiorari quashing the officers committee report (Annexure P-13).

Mr. Gurminder Singh, learned Senior counsel appearing for the petitioner contends that case of the petitioner is squarely covered by the judgment passed by this Court in **CWP No.21762 of 2013 (Pal singh & anr. v. State of Punjab & ors.)**, decided on 19.2.2015 (Annexure P-13). It has been further pointed out that the two petitioners in the said petition were in fact junior to the present petitioner and order passed by this Court has been implemented vide order dated 22.7.2015(Annexure P-14). He further contends that the petitioner has served a detailed legal notice dated 7.9.2015 upon the respondents restraining his claim

supported by the judgment in the case of *Pal Singh (supra)*, but the same has not elicited any response.

Mr. Gurminder Singh further contends that, at this stage, the petitioner would be satisfied, if respondent No.2 is directed to decide the legal notice dated 7.9.2015(Annexure P-16) by passing a speaking order.

In view of the statement made by learned counsel for the petitioner, this petition is disposed of with the direction to respondent No.2 to decide the legal notice dated 7.9.2015(Annexure P-16) by passing a speaking order on the issue raised therein taking into consideration the judgment rendered by this Court in CWP No.21762 of 2013, within a period of two months from the date of receipt of certified copy of this order. In case the petitioner is found entitled to the relief claimed by him, the same be released in terms of the order dated 22.7.2015 (Annexure P-14), passed by the respondent-State in favour of the petitioner in the case of *Pal Singh(supra)* within one month thereafter.

(RAJIV NARAIN RAINA)
JUDGE

20.10.2015
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