

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Civil Writ Petition No. 6934 of 2015

DATE OF DECISION : April 10, 2015

Amarjit Singh

..... PETITIONER(S)

VERSUS

State of Punjab & ors.

.... RESPONDENT(S)

CORAM : HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Amrik Singh, Advocate, for the petitioner.

ARUN PALLI, J. (Oral)

A writ in the nature of mandamus is prayed for, directing the respondent-Department to release the payment of TA/DA bills submitted by the petitioner, while being on deputation w.e.f. 29.07.2013 to 04.09.2014. And also to pay the other dues, which he is entitled to while being on deputation with the respondent-Department.

It is averred that the petitioner was appointed as District Education Officer, Panchayati Raj, and was given the charge of Gurdaspur and Pathankot, with Headquarters at

Gurdaspur, vide order dated 26.08.2013. While serving as

District Education Officer, petitioner was sent on various duties and, thus, he was entitled for TA/DA, for which he duly submitted his claims to respondent No.3. In fact, vide letter dated 17.10.2014, respondent No.3 wrote to respondent No.2 to issue requisite instructions to the Block Development and Panchayat Officer, Gurdaspur to pay the TA amount. Not just that, petitioner even performed the duties assigned to him by the respondents, as he attended various programmes, meetings and court cases and, thus, incurred certain expenditure, which too is liable to be defrayed by the respondents. Even though, the petitioner joined back his parent department and more than seven months have already elapsed, nothing tangible emerged. It is maintained that prior to the institution of this petition, petitioner had even represented to the Additional Deputy Commissioner (Development), Gurdaspur, vide representation dated 15.01.2015 (Annexure P7), but the same too has failed to evoke any response.

Learned counsel for the petitioner submits that, at this stage, let this petition be disposed of with a direction to the respondents to consider and decide the representation made by the petitioner, within a specified time.

That being so, and, without expressing any opinion on merits, the instant petition is disposed of with a direction to Secretary, Rural Development and Panchayat Department, Chandigarh, to consider and decide the claim of the petitioner as set out in the representation dated 15.01.2015 (Annexure

P7), strictly, in accordance with law, within a period of two months, from the date of receipt of the certified copy of this order. Needless to assert, a comprehensive order shall be passed assigning reasons, in support of the decision arrived at.

APRIL 10, 2015
Kang

(ARUN PALLI)
JUDGE