

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

CWP No.7289 of 2015
Date of decision: 22.04.2015

Shashi Kumar

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Vipin Mahajan, Advocate, for the petitioner.

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)

Even earlier, the petitioner had approached this court by filing a Civil Writ Petition No.27164 of 2013, and vide order dated 11.12.2013, this court had disposed of the said petition with a direction to respondent/authorities to consider the claim of the petitioner for providing him employment under the Rehabilitation and Re-settlement Scheme dated 18.11.1993, in the light of the decision rendered by this court in CWP No.787 of 2008, titled Dharam Singh v. State of Punjab and others, within a period of two months. And pursuant to an order passed by this court, respondent No.2 has passed an order dated 21.11.2014 (Annexure P7), the operative part whereof reads as thus:

*“Whereas in compliance of the orders dated
11.12.2013 passed by the Hon’ble Punjab and*

Haryana High Court, Chandigarh, the petitioner asked by the Executive Engineer, Personal Division, vide his letter Nos.4263-64 dated 18.09.2014, No.4627-28 dated 07.10.2014 and No.5347-48 dated 21.10.2014 to submit the land revenue record such as English translation of Jamabandi in the name of the land owner, verification report of the land acquired and other necessary documents, but the same is still awaited. As such, the claim of the petitioner is not acceptable and the same is hereby rejected, as the petitioner has failed submit the requisite documents pertaining to land so acquired, in spite of repeated reminders.”

Learned counsel for the petitioner contends that the only reason that has been assigned to reject the claim of the petitioner is that he failed to submit the requisite documents. However, post passing of the order dated 21.11.2014 (Annexure P7), vide a detailed representation dated 27.11.2014 (Annexure P8), petitioner has since furnished all the documents that were asked for, and the matter is pending consideration before respondent No.2. He submits that let this petition, at this stage, be disposed of with a direction to respondent No.2, to reconsider the claim of the petitioner in the wake of his representation dated 27.11.2014 (Annexure P8) and the documents appended thereto.

That being so, and without expressing any opinion on merits, this petition is disposed of with a direction to respondent No.2, to reconsider and decide the claim of the

petitioner, as set out in his representation dated 27.11.2014 (Annexure P8), strictly in accordance with law, within a period of 3 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.

April 22, 2015
Rajan

(Arun Palli)
Judge