

CWP No. 774 of 2015

-:1:-

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 774 of 2015

Date of decision : 16.01.2015

Santosh Jain

..... Petitioner

Versus

State of Haryana and another

..... Respondents

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present : Mr. A.S.Tewatia, Advocate
for the petitioner.

AMOL RATTAN SINGH, J. (Oral)

Learned counsel for the petitioner submits that the petitioner is basing her claim on a judgment of a Division Bench of this Court in **R.K.Aggarwal and others Vs. State of Haryana and others, 2013 (4) S.C.T. 286** (Annexure P-1) & also in terms of judgment rendered in **Rohtas Singh Sharawat and others Vs. State of Haryana and others (CWP No. 15479 of 2014 and other connected cases, decided on 17.02.2014, Annexure P-2)**, by which it had been directed that the orders passed would be implemented qua all others also who were not petitioners but were similarly situated, so as to avoid unnecessary litigation.

As a matter of fact, in view of the above, if the petitioner is so

similarly placed and was to be given such benefit in terms of order dated 17.02.2014, passed in CWP No. 15479 of 2012, the respondents are in contempt of the orders of the Division Bench.

However, be that as it may, learned counsel for the petitioner submits that the petitioner has made a representation to respondent No. 2 on 08.08.2014, a copy of which is annexed with the petition as Annexure P-3, which has not been decided so far.

He further submits that at this stage a direction may be issued to the respondents to take a decision on the aforesaid representation, within a specified period.

This petition is, consequently, disposed of with a direction to the respondents to take a decision on the aforesaid representation within a period of 2 months from the date of receipt of a certified copy of this order, after considering the case of the petitioner in the light of the Division Bench judgments in **R.K.Aggarwal's case (supra) & Rohtas Singh Sharawat and others' case (supra)**, by passing a speaking order.

In case the petitioner is found entitled to the relief claimed, the same shall be released to her within two months thereafter.

If, however, for any **legally valid reasons**, the claim is not found due, detailed reasons thereof, be given in the speaking order to be passed.

16.01.2015
amit rana

(AMOL RATTAN SINGH)
JUDGE