

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH.

CWP No.14872 of 2016
Date of Decision : 28.7.2016

Raj Kumar Bhagat

.....Petitioner

Vs.

State of Punjab and others

.....Respondents

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CORAM : HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

...

Present : Mr. H.C. Arora, Advocate for the petitioner.

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

RAMESHWAR SINGH MALIK, J

Feeling aggrieved against the alleged continuation of respondent no.5 in service after the superannuation, petitioner has approached this court by way of instant writ petition under Articles 226/227 of the Constitution of India, seeking a writ in the nature of Quo-warranto.

However, during the course of hearing, learned counsel for the petitioner submits that he does not intend to press this petition for a writ in the nature of Quo-warranto, instead he wants to restrict his claim only for a writ of mandamus. Accordingly, he seeks a direction to the Principal Secretary, Local Government Department, Government of Punjab-respondent no.2 for considering and deciding his demand notice dated 1.10.2015 (Annexure P-7) by passing an appropriate order thereon.

Having heard learned counsel for the petitioner at some length

and without expressing any opinion on the merits of the case, lest it should prejudice the rights of either of the parties, Principal Secretary, Local Government Department, Government of Punjab-respondent no.2 is directed to look into the matter, consider the grievance raised by the petitioner in his demand notice dated 1.10.2015 (Annexure P-7) and decided the same at an early date, by passing an appropriate order thereon, strictly in accordance with law, but in any case within a period of three months from the date of receipt of certified copy of this order.

With the above said observations made and directions issued, present writ petition stands disposed of.

28.7.2016
GS

(RAMESHWAR SINGH MALIK)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No