

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Civil Writ Petition No.2730 of 2016

Date of decision: 11.2.2016

Sukhbir Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR.JUSTICE G.S.SANDHAWALIA

Present: Mr. Sanjay Majithia, Senior Advocate with
Mr. Inderjeet Singh, Advocate for the petitioner.

G.S.SANDHAWALIA, J. (Oral)

The petitioner seeks relief of regularization of his services in view of the regularization policy dated 26.5.2003 (Annexure P/4).

It is pleaded case of the petitioner that he had been retrenched on 23.12.1987. The retrenchment was challenged before the Labour Court which decided against him on 4.5.1994. Civil Writ Petition No.4568 of 1994 was filed before this Court which led to his being held entitled to reinstatement with continuity of service vide order dated 6.12.2013 (Annexure P/1). Resultantly his joining report was accepted on 11.4.2014. Thereafter, the petitioner made a request for regularization of his services on 12.3.2015 (Annexure P/2) which was followed by another request dated 19.3.2015 (Annexure P/3) to the Managing Director of the respondent-Corporation but no action is being taken. Resultantly, the present writ petition has been filed.

Senior Counsel for the petitioner submits that he would be satisfied if a direction is issued to respondent no.2 to decide the representation dated 19.3.2015 (Annexure P/3) within some fixed time frame since the petitioner is going to attain the age of superannuation on 31.3.2016 and his retiral benefits would be duly affected if no decision is

taken.

Keeping in view the limited relief sought by the petitioner, this Court is of the opinion that there is no requirement of issuing notice and calling for any reply on behalf of the respondents.

Accordingly, without commenting upon the merits of the case, the present writ petition is disposed of with a direction to respondent no.2 to take into consideration the said representation dated 19.3.2015 (Annexure P/3) and pass a speaking order before the petitioner reaches at the age of superannuation. In case any adverse order is to be passed then a reasoned order be passed by the said respondent and be conveyed to the petitioner.

The present writ petition is disposed off with the aforesaid directions.

February 11, 2016
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(G.S.SANDHAWALIA)
Judge