

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.1447 of 2017
DECIDED ON: August 31, 2017

JIWA SINGH

.....PETITIONER..

VERSUS

STATE OF PUNJAB AND ORS.

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

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

Ms. Devaki Anand Sullar, AAG, Punjab,
for respondents No. 1 to 4.

JASPAL SINGH, J (ORAL)

Reply by way of counter affidavit of Rakesh Bala, District Education
(SE) Gurdaspur on behalf of respondents No. 1 to 4, has been filed in Court
today and same is taken on record, subject to all just exceptions.

2. By virtue of instant petition preferred under Article 226 of the
Constitution of India, petitioner has sought issuance of a writ especially in the
nature of mandamus, directing the respondents to restore 4 retrenchment
increments in accordance with judgment given by this Court in CWP No. 5568
of 2008, dated 27.05.2009 (P-6) and to pay all consequential benefits with
arrears by way of fixation of pay thereon.

3. At the very outset of the arguments, learned counsel for the

petitioner submits that petitioner feels satisfied in case direction is given to respondent(s), to decide representation dated 15.12.2016 (Annexure P-7), within a stipulated period.

4. Accordingly, instant petition is disposed of with the direction to respondent(s), to look into the grievances unfolded by the petitioner in his representation dated 15.12.2016 (Annexure P-7) and decide the same, after hearing the petitioner and by passing a speaking order, in view of the Punjab Civil Services Rules and Instructions as well as judgment of this Court passed in ***CWP No. 5568 of 2008, titled as "Charan Dass and others v. State of Punjab and others"*** decided on 27.05.2009 (Annexure P-6), within a period of three months from the date of receipt of certified copy of this order.

5. However, in case, the petitioner still feels aggrieved against the order passed by respondent(s), he shall be at liberty to approach this Court.

August 31, 2017
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned ***Yes***

Whether reportable ***Yes/No***