

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

**CWP No.19964 of 2017
DECIDED ON: SEPTEMBER 05, 2017**

PIARA SINGH

.....PETITIONER..

VERSUS

**PUNJAB STATE POWER CORPORATION
LTD. AND OTHERS**

.....RESPONDENTS.

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Sahil Soi, Advocate,
for the petitioner.

JASPAL SINGH, J. (ORAL)

Through instant petition preferred under Article 226/227 of the Constitution of India, petitioner has sought issuance of a writ in the nature of mandamus, directing the respondents to regularize the services of the petitioner in view of orders passed by Presiding Officer, Labour Court, Patiala, this Court and Hon'ble Apex Court and for release of consequential benefits in view of continuity of service having been granted by the aforesaid courts as well as for promotion to the next higher post of Assistant Lineman, as juniors to him have already been promoted.

2. The contention of learned counsel for the petitioner is that though the petitioner was re-instated in service in view of order passed by Labour Court, Patiala which was upheld by this Court on 21.05.2007 and Hon'ble Apex

Court vide judgment dated 01.12.2008 (Annexure P-3) but he has not been considered for his promotion as Asstt. Lineman as well as for grant of other benefits accrued to him in view of judgment passed by Labour Court, which has been upheld by this Court and Hon'ble Apex Court.

3. Even legal notice dated 07.12.2015 (Annexure P-5) was also served upon the respondents but till date no conscious decision has been taken. Learned counsel for the petitioner submits that petitioner feels satisfied in case direction is issued to respondent(s) to decide legal notice, within a stipulated period.

4. Considering the aforesaid aspects as well as that notice was duly served upon the respondents and, thereafter, a period of more than 1½ year has expired but till date no action has been taken thereon, the instant petition is disposed of with a direction to respondent No.2-Punjab State Power Corporation Ltd, Chief Engineer/DS (South Zone), Patiala to look into the grievances unfolded by the petitioner in his legal notice dated 07.12.2015 (Annexure P-5) and take conscious decision, that too, by passing a speaking order, within a period of 3 months from the date of receipt of certified copy of this order.

4. However, in case, the petitioner still feels aggrieved against the order passed by respondent No.2, he shall be at liberty to approach this Court.

SEPTEMBER 05, 2017
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned *Yes*

Whether reportable *Yes/No*