

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

Sr. No.124

Civil Writ Petition No.25564 of 2017
DECIDED ON: November 09, 2017

KARAM CHAND GUPTA

..PETITIONER

VERSUS

**PUNJAB WATER SUPPLY AND SEWERAGE BOARD AND
ANOTHER**

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Ms. Anjali Bansal, Advocate, for the petitioner.

JASPAL SINGH, J. (ORAL)

Through the instant civil writ petition, preferred under Article 226 of the Constitution of India, petitioner has sought the issuance of a writ in the nature of certiorari for setting aside the office order No.PWSSB-15/EG(A2)/648 dated August 14, 2015 (P-6) passed by respondent No.2 whereby the suspension period of the petitioner is declared to be dies (non duty period) whereas in the similar circumstances one similarly situated employee of the same department namely Mr. Avinash Kumar was granted all the benefits vide order dated July 30, 2015 (P-5) and further issuance of a writ in the nature of mandamus directing the respondents to release all the service and retiral benefits i.e. regular promotion, payment of arrears of increments etc. along with interest.

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2. Learned counsel for the petitioner contends that though a representation was made to the respondent No.2 on November 13, 2016 (P-7) but till date neither any reply to the said representation has been received nor any final order has been passed by the respondents.

3. Learned counsel for the petitioner further submits that he feels satisfied in case a direction is issued to respondents to decide his representation dated November 13, 2016 (P-7) in a time bound manner.

4. Instant petition is disposed of with a direction to respondents to look into the grievances unfolded by the petitioner in his representation dated November 13, 2016 (P-7) and to take a conscious decision by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order. In case, competent authorities comes to the conclusion that petitioner is entitled to the relief(s) claimed, same be released to him within a period of next 45 days. Factum of interest in view of judgment passed by Full Bench of this Court in case ***A.S. Randhawa vs. State of Punjab & Ors., 1997 (3) SCT 468*** and as per instructions dated May 10, 1990 issued by the Government of Punjab, be also considered on delayed payment(s).

5. However, if petitioner still feels aggrieved by any of the orders passed by the aforesaid authority, he shall be at liberty to approach this Court.

November 09, 2017

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**