

CWP No.28287 of 2017

Gurpreet Kaur
2017.12.16 12:50
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high court

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

CWP No.28287 of 2017

Date of Decision: 13.12.2017

Harjit Kaur

....Petitioner

Versus

State of Punjab and others

....Respondents

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. Inderjit Kaushal, Advocate
for the petitioner.

DAYA CHAUDHARY, J. (ORAL)

Learned counsel for the petitioner submits that the petitioner was earlier on medical leave which was further extended as per advice of the doctor. The petitioner, thereafter, joined the duty but salary of that period, has not been released to her. Even that period has not been considered as nothing has been paid and no order has been passed. Learned counsel also submits that not only the representations were made to the respondent authorities but a legal notice was also served upon them on 07.11.2017.

Learned counsel for the petitioner submits that the petitioner would be satisfied, in case, the directions are issued by this Court to consider the legal notice dated 07.11.2017 (Annexure P-18) served upon the respondents within some stipulated period.

Notice of motion to respondents No.1 and 2 at this stage.

On the asking of the Court, Ms. Akshita Chauhan, A.A.G.,

Punjab, who is present in the Court, accepts notice on behalf of respondent-State.

Keeping in view the limited prayer of the petitioner, the present petition is disposed of with a direction to respondent No.2 to consider the legal notice dated 07.11.2017 (Annexure P-18) and take necessary action thereupon in accordance with law by passing a detailed speaking order.

However, in case, the petitioner is found to be eligible for the benefits or there is merit in the contentions made in the legal notice, the same be granted to her. In case, any adverse order is to be passed then the petitioner be given an opportunity of hearing and order should be well reasoned and speaking and in case, the petitioner is aggrieved by said order, she is at liberty to avail the appropriate remedy.

The petition is disposed of accordingly.

(DAYA CHAUDHARY)
JUDGE

13.12.2017
gurpreet

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No