

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-145-2016 (O&M)

Date of Decision:-09.01.2018.

Satish Kumar

.....Petitioner

Versus

Union of India and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present: Mr. Ravi Badyal, Advocate for the petitioner.

Mr. Karan Bhardwaj, Advocate for the respondents.

P.B. BAJANTHRI, J. (Oral)

Petitioner has sought for a direction to the respondents to grant consequential benefits especially restoration of seniority and promotion in the substantive rank of Havildar from 01.01.1996 in view of the order passed by this Court in CWP-8039-2010 read with the LPA decision passed in LPA-1571-2010. Having regard to the relief of writ of mandamus, petitioner has not approached the concerned respondent demanding his relief. He has straightaway approached this Court. Unless and until there is a demand before the competent authority in respect of relief sought in the present petition, writ petition cannot be entertained.

Accordingly, petition stands dismissed.

Reserving liberty to the petitioner to approach the concerned

respondent seeking consequential benefits like seniority and promotion in

the substantive rank of Havildar from 01.01.1996 and consequential monetary benefits, if any. If such demand/application/representation is submitted before the competent authority, competent authority is hereby directed to consider petitioner's claim and pass a speaking order and communicate to the petitioner at the earliest.

(P.B. BAJANTHRI)
JUDGE

January 09, 2018.

sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.