

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

Sr. No.123

CWP-13065-2018

Date of decision : 22.05.2018

Man Singh

..... Petitioner

VERSUS

Haryana Power Generation Corp. Ltd. and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. J.S. Maanipur, Advocate, for the petitioner.

SUDHIR MITTAL, J. (Oral)

Learned counsel for the petitioner submits that legal notice dated 30.04.2018 (Annexure P-11), has been decided by the Resident Engineer vide order dated 04.05.2018 (Annexure P-12). The Resident Engineer is not the competent authority as he is only the Drawing and Disbursing Officer. The competent authority is respondent No.2-The Chief Engineer, Haryana Power Generation Corporation Limited.

In this view of the matter, the impugned order is illegal and nonest.

In view of the nature of the order being passed, there is no necessity to call upon respondents, at this stage.

The writ petition is disposed with direction to respondent No.2 to objectively consider the legal notice dated 30.04.2018 (Annexure P-11) and dispose of the same by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order. Accordingly, order dated 04.05.2018 (Annexure P-12), is quashed.

**(SUDHIR MITTAL)
JUDGE**

22.05.2018

Ramandeep Singh

Whether speaking / reasoned

Yes / No

Whether Reportable

Yes/ No