

CWP No. 17494 of 2018

DECIDED ON: AUGUST 03, 2018

CONSTABLE BALWINDER SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB AND ORS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Baljeet Singh Sidhu, Advocate,
for the petitioner.

JASPAL SINGH, J. (ORAL)

Through the instant civil writ petition, preferred under Articles 226/227 of the Constitution of India, petitioner has sought the issuance of a writ especially in the nature of mandamus directing the respondents to count his daily wage service rendered by him before regularization as qualifying service for the purpose of penionsary/retiral benefits.

2. At the very outset, learned counsel for the petitioner submits that the case of petitioner is squarely covered under the guidelines laid down by this Court in CWP No. 2371 of 2010, titled as ***Harbans Lal vs. State of Punjab & others***, decided on 31.08.2010 (P-6). He further submits that even, representation moved by the petitioner 19.05.2015 followed by legal notice dated 15.12.2017 (P-13) did not fetch any reply. At this juncture, learned counsel for the petitioner submits that he feels satisfied in case a direction is issued to respondent No.2 to decide the legal notice dated 15.12.2017 (P-13) in a time bound manner.

3. Without expressing any opinion on the merits of the case, instant petition is disposed of with a direction to respondent No.2 to look into the grievances unfolded by the petitioner in the legal notice dated 15.12.2017 (P-13) and to take a conscious decision by passing a speaking order considering all the facts narrated in the aforesaid representation and also in the light of judgment passed by Hon'ble Division Bench of this Court in CWP No. 2371 of 2010, titled as *Harbans Lal vs. State of Punjab and others; decided on 31.08.2010*, within a period of three months from the date of receipt of a certified copy of this order.

4. However, if petitioner still feel aggrieved by any of the orders passed by the aforesaid authority, he shall be at liberty to have recourse to other remedies available under the law including to approach this Court.

AUGUST 03, 2018
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned *Yes/No*
Whether reportable *Yes/No*