

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

CWP No.27808 of 2013 (O&M)

Date of decision: 08.10.2018

Harpreet Singh

...Petitioner(s)

Versus

State of Punjab and others

...Respondent(s)

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. G.S. Sandhu, Advocate for the petitioner(s).

Ms. Sunint Kaur, AAG Punjab.

Jitendra Chauhan, J. (Oral)

By way of the present petition, the petitioner seeks quashing of order dated 18.09.2012 (Annexure P-10) vide which the claim of the petitioner for his appointment and recruitment in Punjab Armed Police as a constable was rejected.

Learned counsel for the petitioner states that the petitioner was earlier allotted Constabulary No.13/306 by Senior Superintendent of Police, Jalandhar. He states that at this stage he would be satisfied in case the respondents are directed to consider the case of the petitioner in the light of judgment passed by Hon'ble the Supreme Court in **Avtar Singh Vs. Union of India and others** (2016) 8 SCC 471.

Learned State counsel states that she has no objection if the prayer of the petitioner is accepted.

Heard.

In view of the above, without advertng to the merits of the case, the present petition is disposed of with a direction to the respondents to consider the case of the petitioner in terms of Avtar Singh's case (supra) as per law. The necessary exercise be completed within three months from the date of receipt of certified copy of the order. In case, on consideration, the competent authority reaches to the conclusion that the benefit claimed by the petitioner is admissible to him, in such eventuality, the consequential relief be allowed to him, within a period of six weeks thereafter. However, in case the competent authority feels that the relief claimed by the petitioner is not admissible or made out, in that case, a speaking order be passed in the matter.

08.10.2018

sumit.k

(JITENDRA CHAUHAN)
JUDGE

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