

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

CWP No.18388 of 2018 (O&M)

Date of decision: 27.07.2018

Kamlesh Kumar and others

...Petitioner(s)

Versus

State of Punjab and others

...Respondent(s)

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. B.S. Sidhu, Advocate for the petitioner(s).

Jitendra Chauhan, J. (Oral)

By way of the present petition, the petitioners seek issuance of directions to the respondents to count the service rendered by the petitioners on the post of SPOs as qualifying service for the purpose of seniority for the post of constables and all other consequential benefits.

Learned counsel states that the case of the petitioners is covered by judgment rendered in CR-2295-2010 titled as **Constable Rajinder Kumar Vs. State of Punjab through Principal Secretary Home, Department of Home Affairs & Justice, Mini Secretariat, Punjab, Chandigarh and others**, decided on 06.09.2010 (Annexure P-5). He further states that at this stage he would be satisfied in case respondent No.2-Director General of Police, Punjab, Punjab Police Headquarters, Sector-9, Chandigarh is directed to consider and decide the legal notice dated 16.05.2018 (Annexure P-7) in the light of Annexure P-5)

Heard.

In view of the above, without advertng to the merits of the case, the present petition is disposed of with a direction to respondent No.2-Director General of Police, Punjab, Punjab Police Headquarters, Sector-9, Chandigarh to consider and decide the legal notice dated 16.05.2018 (Annexure P-7) in the light of Annexure P-5 within a period of six weeks from the date of receipt of certified copy of the order. If, on consideration, the competent authority reaches to the conclusion that the benefit claimed by the petitioners is admissible to them, in that eventuality, the consequential relief be allowed to them, within a period of six weeks thereafter. However, in case the competent authority feels that the relief claimed by the petitioners is not admissible or made out, in that case, a speaking order be passed in the matter.

27.07.2018

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(JITENDRA CHAUHAN)
JUDGE

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