

**CWP No. 25564 of 2018
DECIDED ON: OCTOBER 05, 2018**

HARBANS SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Rapton, Advocate
for the petitioner.

JASPAL SINGH, J (ORAL)

Through the instant petition preferred under Articles 226 and 227 of the Constitution of India, petitioner has sought the issuance of a writ in the nature of mandamus directing the respondents to grant him increments and pension as he had served with the defence forces during the period of Second National Emergency w.e.f. 03.12.1971 to 25.02.1977 in the light of “The Punjab Recruitment of Ex-Servicemen (First Amendment) Rules, 2009, which came into force at once i.e. 15.10.2009.

2. Learned counsel for the petitioner submits that though a legal notice dated 19.04.2018 (P-2) was duly served upon the respondents but till date neither any reply nor any conscious decision has been taken. He further submits that he feels satisfied in case a direction is issued to respondent No.3 to consider and decide the afore-said legal notice (P-2) in a time bound manner.

3. In view of above, but without expressing any opinion on the merits of the case, instant petition is disposed of with a direction to respondent No.3 to look into the grievances unfolded by the petitioner in the legal notice dated 19.04.2018 (P-2) and to decide the same in accordance with law, rules and regulations within a period of three months from the date of receipt of certified copy of this order.

4. However, in case petitioner still feels aggrieved by any of the order passed by the afore-said authority, he shall be at liberty to have recourse to other remedies available under the law including to approach this Court.

OCTOBER 05, 2018
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(JASPAL SINGH)
JUDGE

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