

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

Sr. No.124

Civil Writ Petition No.2782 of 2018
DECIDED ON: February 07, 2018

DHOOP SINGH

..PETITIONER

VERSUS

STATE OF HARYANA AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Pardeep Solath, Advocate, for the petitioner.

JASPAL SINGH, J. (ORAL)

By virtue of the instant civil writ petition, preferred under Articles 226/227 of the Constitution of India, petitioner has sought the issuance of a writ in the nature of Mandamus directing the respondents to grant the benefit of seniority and promotion to him being handicapped person w.e.f. January 01, 1996 along with other consequential benefits in accordance with instructions dated April 17, 2017 (P-5) issued by Chief Secretary to Govt. of Haryana under the provisions of “The Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation), Act, 1995 enforced from January 01, 1996 and judgment dated October 08, 2013 passed in Civil Appeal no.9096 of 2013 and order dated May 23, 2016 passed by Commissioner for Persons with Disabilities in case No.165 of 2015 & 184 of 2016.

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2. Learned counsel for the petitioner contends that though a representation was made to the respondent No.2 on November 01, 2017 (P-7) but till date neither any reply to the said representation has been received nor any final order has been passed by the concerned department. Learned counsel for the petitioner further submits that he feels satisfied in case a direction is issued to respondent No.2 to decide the aforesaid representation (P-7) in a time bound manner.

3. Instant petition is disposed of with a direction to respondent No.2 to look into the grievances unfolded by the petitioner in the aforesaid representation dated November 01, 2017 (P-7) and to take a conscious decision by passing a speaking order strictly in accordance with law and Instruction dated April 17, 2017 (P-5) issued by the Government of Haryana, within a period of four months from the date of receipt of a certified copy of this order.

4. However, if petitioner still feels aggrieved by any of the orders passed by the aforesaid authority, he shall be at liberty to approach this Court.

February 07, 2018

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**