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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-4377-2018
Date of decision-22.02.2018

Joginder Singh **...Petitioner**

Vs.

State of Punjab and others **...Respondents**

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. J.S.Khiva, Advocate for the petitioner.

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JITENDRA CHAUHAN, J. (Oral)

This writ petition under Articles 226/227 of the Constitution of India has been filed for the issuance of a writ, in the nature of mandamus directing the respondents to consider the claim of the petitioner for re-calling/re-instating him on service as the similarly placed persons who were discharged with the petitioner on the same ground were recalled in the year 2013 by the respondents.

Learned counsel for the petitioner states that at this stage he would be satisfied, if a direction is issued to respondent No.2-Director General of Police-cum-Commandant General Punjab Home Guards and Director Civil Defence, Punjab, Chandigarh to consider and decide the legal notice dated 10.01.2018 (Annexure P-17).

Heard.

In view of the above, without adverting to the merits of the case, the present petition is disposed of with a direction to respondent No.2-

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Director General of Police-cum-Commandant General Punjab Home Guards and Director Civil Defence, Punjab, Chandigarh to consider and decide the legal notice dated 10.01.2018 (Annexure P-17) within six weeks from the receipt of the 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.

(JITENDRA CHAUHAN)
JUDGE

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

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