

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

Sr. No.123

Civil Writ Petition No.5444 of 2018
DECIDED ON: March 07, 2018

RAM KISHAN

..PETITIONER

VERSUS

STATE OF HARYANA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Kamal Sharma, Advocate,
for the petitioner.

JASPAL SINGH, J. (ORAL)

Through 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 for regularization his service w.e.f. 31.01.1996 instead of 01.10.2003 with all consequential benefits in view of the Notifications dated 07.03.1996 (P-2) and dated 18.03.1996 (P-3) issued by the Government of Haryana.

2. Learned counsel for the petitioner contends that petitioner stood retired on February 29, 2016 on attaining the age of superannuation. He further contends that petitioner is legally entitled for the regularization of his service w.e.f. 31.01.1996 as per the aforesaid Government Notifications (P-2 & P-3). The petitioner being aggrieved of the non-

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disbursal of the aforesaid benefit was constrained to serve a legal notice upon the respondents on December 18, 2017 (P-7), but till date no response has been received. Learned counsel further submits that the petitioner feels satisfied in case a direction is given to respondent No.2, to decide the aforesaid legal notice (P-7), within a stipulated period.

3. Instant petition is disposed of with a direction to respondent No.2-The Chief Administrator, Housing Board Haryana, Aawas Bhawan, Sector 6, Panchkula to consider the legal notice dated December 18, 2017 (P-7) and take a conscious decision by passing a speaking order as per rules, regulations and instructions issued by the Government from time to time as well as in the light of the Notifications dated 07.03.1996 (P-2) and dated 18.03.1996 (P-3) issued by the Government of Haryana, within a period of three months from the date of receipt of a certified copy of this order. In case of non compliance of this order, petitioner shall be at liberty to have recourse to the remedies available to him as well as to approach this Court.

March 07, 2018

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**