

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

109A

CWP-14414-2019

Date of Decision: 27.8.2019

Sawinder Singh and another

...Petitioners.

v.

State of Punjab and others

...Respondents.

CORAM: HON'BLE MR. JUSTICE ARUN MONGA.

Present: Mr. P.S. Mirpur, Advocate for the petitioners.

ARUN MONGA, J. (ORAL)

The petitioners, who had earlier served as Home Guards during the period between 1988 to 1992, have approached this Court seeking issuance of a writ in the nature of mandamus directing the respondents to consider their claim for re-instating them in service, *inter alia*, on the ground of parity with other similarly situated Ex-Home Guards. The petitioners have placed reliance on the orders (Annexures P-2 to P-10) to buttress their claim on the ground of parity with other similarly situated persons who too were discharged from service but were taken back lateron. In the premise, the petitioners caused a legal notice dated 22.10.2018 (Annexure P-12) to consider their claim, but the same was not adverted to by the respondents. Hence, the present writ petition.

2. Notice of motion.

3. On advance service of copy of the petition, Ms. Ambika Bedi, Assistant Advocate General, Punjab, appears and accepts notice on behalf of the respondents.

4. Given the nature of order being passed, there is no necessity to seek return by any of the respondents as no further proceedings and/or pleadings are required.

5. Without commenting on the merits of the case, the present writ petition is disposed of with a direction to the respondents to objectively consider the legal notice dated 22.10.2018 (Annexure P-12) and also by keeping in view the contentions stated in this petition by treating it as a supplementary representation and pass a speaking order, in accordance with law.

6. Let the needful be done within a period of three months from the date of receipt of certified copy of this order.

7. Disposed of in above terms.

August 27, 2019
gbs

(ARUN MONGA)
JUDGE

Whether Speaking/Reasoned
Whether Reportable

Yes/No
Yes/No