

Sr. No.135

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

**CWP No.23797 of 2019 (O&M)
Date of Decision: 02.09.2019**

Hakam Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. A.K.Walia, Advocate,
for the petitioner.

Ms. Ambika Bedi, AAG, Punjab.

ARUN MONGA, J.(ORAL)

Petitioner herein seeks issuance of a writ in the nature of mandamus directing respondent No.1 to decide the appeal dated 28.05.2010 (AnnexureP-3) filed by him as respondent No.1 has not decided the appeal within statutory period.

2. Learned counsel for the petitioner submits that due to pendency of the aforesaid appeal, case of the petitioner for grant of proficiency step up and ACP is not being considered. In the premise, petitioner submitted a representation dated 30.10.2017 (Annexure P-5/T) followed by legal notice dated 22.03.2018 (Annexure P-7), but the same were not adverted by the respondents till date.

3. Notice of motion.

4. On advance service of the petition, Ms. Ambika Bedi, AAG, Punjab appears and accepts notice on behalf of the State.

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

6. Without commenting on the merits of the case, the writ petition is disposed of with a direction to the respondents to objectively consider the legal notice dated 22.03.2018 (Annexure P-7) and also by keeping in view the contentions stated in the present writ petition by treating it as a supplementary representation and pass a speaking order, in accordance with law.

7. Let the needful be done within a period of 3 months from the date of receipt of a certified copy of this order.

8. Disposed of in above terms.

02.09.2019

vandana

**(ARUN MONGA)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No