

Sr. No.149

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

CWP No.33442 of 2019 (O&M)

Date of Decision: 18.11.2019

Ram Kunwar and others

... Petitioners

Versus

Union of India and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Sant Kashyap, Advocate,
for the petitioners.

Mr. Parvesh K. Saini, Advocate,
for the respondent-UI.

ARUN MONGA, J.(ORAL)

1. Petitioners herein seek issuance of a writ in the nature of mandamus directing respondent No.2 to decide the Statutory appeals/Petitions under Section 28A of BSF Rules, 1969 against the orders of their termination from service as Constables GD (Annexure P-7), which is pending since February, 2019.

2. Learned counsel for the petitioners states that the petitioners are compelled to approach this Court since the appeal dated 22.02.2019 (Annexure P-8 colly.) filed by them has not been entertained by the respondents till date.

3. Notice of motion.

4. On advance service of the petition, Mr. Parvesh K. Saini, Advocate for the respondent-Union of India appears and accepts notice on behalf of the respondents.

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/competent authority to fix the appeal dated 22.02.2019 (Annexure P-8 colly.) for an actual date of hearing and decide the same after affording an opportunity of being heard to the petitioners and pass an appropriate 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.

18.11.2019

vandana

**(ARUN MONGA)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No