

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

147

CWP No.34029 of 2019

Date of Decision : 22.11.2019

Bala Devi

....Petitioner

versus

State of Haryana and others

....Respondents

Coram : Hon'ble Mr. Justice B.S. Walia

Present: Mr. Bishan Dass Rana, Advocate for the petitioner.

B.S. Walia, J. (Oral)

[1] Prayer in the writ petition is for the issuance of a writ of mandamus, commanding the respondents to consider the case of the petitioner and decide legal notice (Annexure P-5) dated 25.09.2019, by passing a speaking order, in a time bound manner.

[2] Brief facts of the case are that the petitioner, who was appointed as Sweeper in the year 1991 claimed to have been regularized by the Department on 28.05.2012, whereas as per instructions (Annexure P-2) dated 27.02.2004, Part Time Peon, Sweeper, Waterman Carrier, were entitled to regularization on completion of 6 years of service. Grievance is also that employees appointed later than the petitioner were regularized vide Order (Annexure P-4) dated 18.07.2017 with effect from a date prior to the date of regularization of the services of the petitioner, and despite the petitioner having served legal notice (Annexure P-5) dated 25.09.2019, the claim in the same has not been decided, till date.

[3] Learned counsel states that the petitioner would be satisfied, if the writ petition is disposed of, by directing the respondents to consider and decide the claim made in the legal notice (Annexure P-5) dated 25.09.2019, in accordance with law, in a time bound manner.

[4] Without commenting upon the merits of the claim and in view of the innocuous nature of the prayer made by learned counsel for the petitioner, the writ petition is ***disposed of*** by directing respondent No.2 to consider and decide the claim made in the legal notice (Annexure P-5) dated 25.09.2019, in accordance with law within a period of 3 months from the date of receipt of certified copy of the order.

(B.S. Walia)
Judge

November 22, 2019
'Rajneesh'

Whether speaking/reasoned	: Yes/No
Whether reportable	: Yes/No