

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

**CWP NO. 34833 OF 2019
DATE OF DECISION : 04.12.2019**

Rashpal Singh and others

...Petitioners

versus

State of Punjab and others

...Respondents

CORAM : HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. B. S. Sidhu, Advocate,
for the petitioners.

Mr. P. S. Bajwa, Addl. AG, Punjab.

ARUN MONGA, J.(ORAL)

1. Petitioners herein, *inter alia*, seek issuance of a writ in the nature of certiorari to quash an order dated 08.08.2018 (Annexure P-12), vide which the claim of the petitioners to count their service on the post of SPOs towards qualifying services for the purpose of seniority for the post of Constable, was rejected.
2. Notice of motion.
3. On advance service of copy of petition, Mr. P. S. Bajwa, Additional Advocate General, Punjab, appears and accepts notice on behalf of the State.
4. 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.
5. In an earlier round of litigation instituted by the petitioners, this Court without commenting on the merits of the case, had directed the competent authority to decide the representation of the petitioners by passing a speaking order. Pursuant thereto, an order

dated 08.08.2018 (Annexure P-12) has been passed. However, learned counsel for the petitioner contends that after the impugned order was passed, this Court has dealt with the controversy in a connected matter wherein judgment dated 28.11.2018 (Annexure P-13) has been rendered by this Court.

6. Learned counsel for the petitioner further submits that petitioners would be satisfied in case their case is reconsidered in the light of ratio rendered in the judgment, *ibid*.

7. In the premise, the writ petition is disposed of with a direction to the competent authority/respondents to consider the present writ petition as a representation and pass a fresh speaking order, in accordance with law, by keeping in view the judgment dated 28.11.2018 (Annexure P-13).

8. In case while passing fresh speaking order as aforesaid, the competent authority is of the view that the judgment dated 28.11.2018 (Annexure P-13) is not applicable to the case of petitioners, specific reasons thereof shall be recorded in the speaking order.

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

10. Disposed of in above terms.

(ARUN MONGA)
JUDGE

DECEMBER 04, 2019
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1.	Whether speaking/reasoned :	Yes/No
2.	Whether reportable :	Yes/No