

(132) IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.35371 of 2019

Date of decision: 05.12.2019

Ram Diya ...Petitioner

Versus

State of Haryana and Ors. ... Respondents

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

Present: Mr. Deepak Sonak, Advocate for the petitioner.

B.S. WALIA, J. (ORAL)

[1] Prayer in the writ petition is for the issuance of a writ of Mandamus for directing the respondents to consider the claim of the petitioner for regularization of his services in the light of instructions, Annexure P-2 dated 29.07.2011 as well as the decision of Hon'ble the Supreme Court in Narendra Kumar Tiwari and others v. The State of Jharkhand and others (i.e. Civil Appeal No.7423-7429 of 2018), Annexure P-3.

[2] Learned counsel states that the petitioner has already served legal notice, Annexure P-7 dated 20.07.2019 in respect of the grievance which is the subject matter of the writ petition but the claim made in the legal notice has not been decided till date and in the circumstances, the petitioner would be satisfied if the writ petition is disposed of by directing respondent No.2 to consider and decide the claim made in the legal notice, Annexure P-7 dated 20.07.2019 in accordance with law in a time bound manner.

[3] Notice of motion.

[4] Mr. Harish Rathee, Sr. DAG, Haryana, who is present in Court, accepts notice and states that he has no objection to the limited prayer of the learned counsel for the petitioner.

[5] Without commenting on the merits of the claim or the entitlement of the petitioner to the relief claimed, the writ petition is disposed of by directing respondent No.2 to consider and decide the legal notice, Annexure P-7 dated 20.07.2019 in accordance with law within a period of three months from the date of receipt of certified copy of this order.

05.12.2019
amit

(B.S. Walia)
Judge

1. Whether speaking/reasoned : Yes/No.
2. Whether reportable : Yes/No.