

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

CWP No.36485 of 2019

Date of decision: 17.12.2019

Nirmal Singh and Ors.

...Petitioners

Versus

State of Punjab and others

... Respondents

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

Present: Mr. Siddharth Gupta, Advocate for the petitioners.

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 extend the benefit of Assured Career Progression (ACP) Scheme as formulated vide Policy, Annexure P-4 dated 03.11.2006 qua category of Junior Engineers/Assistant Engineers working in the Department of Water Resources (Irrigation). Prayer is also for implementing judgment, Annexure P-6 dated 20.05.2013 passed by this Court and has been upheld by a Division Bench of this Court vide judgment, Annexure P-7 dated 19.12.2014 and even the SLP against the same has been dismissed.

[2] Learned counsel contends that the petitioners served legal notice, Annexure P-9 dated 25.11.2019 on the respondents in respect of the grievances which are the subject matter of the instant writ petition but the claim made in the legal notice has not been decided till date and that in the circumstances, the petitioners would be satisfied if the writ petition is disposed of at this stage by directing respondent Nos.1 and 4 to consider and decide the claim made in the

legal notice, Annexure P-9 dated 25.11.2019 in accordance with law as expeditiously as possible.

[3] Without commenting on the merits of the claim or the entitlement of the petitioners to the relief claimed, the writ petition is disposed of by directing respondent Nos.1 and 4 to consider and decide the claim made in the legal notice, Annexure P-9 dated 25.11.2019 in accordance with law after taking into account all aspects of the matter within a period of three months from the date of receipt of certified copy of this order. In case, pursuant to the decision of legal notice, Annexure P-9 dated 25.11.2019, it is found that the petitioners are entitled to the grant of benefit prayed for, the same be released to them within a period of three months thereafter.

17.12.2019
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(B.S. Walia)
Judge

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