

Sr. No.129

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

CWP No.36728 of 2019 (O&M)

Date of Decision: 18.12.2019

Malti Devi

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr.Kapil Kakkar, Advocate,
for the petitioner.

Mr.Mehardeep Singh, AAG, Punjab.

ARUN MONGA, J.(ORAL)

Petitioner herein seeks issuance of a writ in the nature of certiorari quashing the order dated 07.12.2019 (Annexure P-8) passed by respondent No.2 qua the petitioner vide which petitioner has been declared surplus and for issuance of a writ in the nature of mandamus directing the respondent No.2 to reconsider the case of the petitioner and allow her to continue.

2. In the premise, petitioner submitted representation dated 10.12.2019, contained at Annexure P-9, but the same has not been adverted by the respondents till date. Hence, the writ petition.

3. Notice of motion.

4. On advance service of the petition, Mr. Mehardeep Singh, Additional A.G., Punjab appears and accepts notice on behalf of the State.

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. Learned counsel for the petitioner submits that at this stage he would be satisfied if the petitioner's representation contained at Annexure P-9 is objectively looked into and proper orders thereon are passed by the competent authority.

7. Without commenting on the merits of the case, the writ petition is disposed of with a direction to the respondents to objectively consider the representation dated 10.12.2019 contained at Annexure P-9, and also by keeping in view the contentions raised in the present writ petition by treating it as a supplementary representation and pass a speaking order, in accordance with law.

8. Let the needful be done within a period of 6 weeks from the date of receipt of a certified copy of this order.

9. Till the passing of the aforesaid order *status quo qua* service of petitioner shall be maintained.

10. Disposed of in above terms.

18.12.2019

dharamvir

**(ARUN MONGA)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No