

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

CWP-10420-2020

Date of decision: 22.7.2020

Karam Chand

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr.DK Bhatti, Advocate for the petitioner

Ms.Deipa Singh, Addl.AG, Haryana

JITENDRA CHAUHAN, J.

The matter has been taken up through video-conferencing in the light of the pandemic COVID-19 situation and as per instructions.

This writ petition under Articles 226/227 of the Constitution of India has been filed, inter alia, for quashing of orders dated 25.4.2005 (Annexure P-13) whereby the case of the petitioner for regularization of his services was rejected and also issuance of a direction to the respondents to regularize the services of the petitioner as Driver w.e.f. 2002.

Learned counsel for the petitioner states that at this stage he would be satisfied, if a direction is issued to respondent No.2, to consider and decide the legal notice dated 7.2.2020 (Annexure P-18) in terms of Notification dated 1.10.2003 (Annexure P-10) expeditiously.

Heard.

A complete set of paper book has already been handed over to

the learned State counsel.

Learned State counsel submits that she has no objection, in case the prayer of the learned counsel for the petitioner is accepted.

In view of the above and without adverting to the merits of the case, the present petition is disposed of with a direction to respondent No.2- Principal Secretary, Local Bodies Department, Haryana to consider and decide the legal notice dated 7.2.2020 (Annexure P-18) in terms of Notification dated 1.10.2003 (Annexure P-10) within 45 days from the date of receipt of the certified copy of the judgment. In case, on consideration, the competent authority reaches to the conclusion that the benefit claimed by the petitioner is admissible to him, in such eventuality, the consequential relief be allowed within a period of six weeks thereafter, in accordance with law. However, in case the competent authority feels that the relief claimed by the petitioner is not admissible or made out, in that case, a speaking order be passed in the matter.

22.7.2020
gsv

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned?
Whether reportable?

Yes / No
Yes / No