

IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

SAILESH RANJAN
2020.08.01 14:19
Attest to the accuracy and
integrity of this document

CWP No. 11041 of 2020
Date of decision: 31.07.2020

109

Kesar Singh and others

....Petitioner(s)

Versus

State of Punjab and others

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: Ms. Kamalpreet Kaur Dhaliwal, Advocate,
for the petitioners.

(Proceedings are conducted through video
conferencing as per instructions).

G.S.SANDHAWALIA, J. (Oral)

The present writ petition has been filed under Articles 226 and 227 of the Constitution of India praying for issuance of a writ in the nature of mandamus directing the respondents to count the service rendered by the petitioners on the post of SPOs as qualifying service for the purpose of pensionary/retiral benefits as the same benefits have been granted by this Court in view of Harbans Lal's case to the similarly situated persons vide order dated 15.02.2018 in ***CWP No. 9936 of 2017, Sukhjit Singh and others vs. State of Punjab and others*** (Annexure P-6) and ***CWP No. 7127 of 2019 decided on 01.04.2019 Jarnail Singh and others vs. State of Punjab and others*** (Annexure P-7).

Notice of motion.

Mr. Aditya Sharda, AAG, Punjab accepts notice on behalf of the respondents.

Counsel for the petitioners submits that a legal notice dated

04.02.2020 (Annexure P-11) as such has been served upon the respondents for the necessary claim. The details of the petitioners are given in the said legal notice and he would be satisfied if the same is disposed of within a fixed time frame.

Keeping in view the fact that the decision making as such is still pending, this Court is of the opinion that no useful purpose would be served to call upon the respondents to file reply.

Accordingly, the present writ petition is disposed of with directions to respondent no. 2/competent authority to consider the above said legal notice in the light of the relevant Rules/instructions/judgments of this Court and decide the same within a period of 3 months from the date of receipt of certified copy of the order. In case the petitioners are found entitled for the relief prayed for, the same be granted to them within a period of one month thereafter. In case there is any legal impediment for non-grant of the said claim, a reasoned order be passed and conveyed to the petitioners.

31.07.2020
shivani

(G.S. SANDHAWALIA)
JUDGE

Whether reasoned/speaking Yes/No

Whether reportable Yes/No