IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 11590 of 2020
DATE OF DECISION :- October 8, 2020

Jasbir Singh **...Petitioner**

Versus

State of Punjab and others **...Respondents**

CORAM: HON'BLE MR. JUSTICE H.S. MADAAN

Present:- Mr. Gagneshwar Walia, Advocate for the petitioner.

Ms. Anju Sharma Kaushik, DAG, Punjab.

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The case has been taken up through Video Conferencing.

Petitioner Jasbir Singh has approached this Court by way of filing the instant Civil Writ Petition against respondents i.e. State of Punjab through Secretary, Government of Punjab, Director General of Police, Chandigarh and Senior Superintendent of Police, Kapurthala for issuance of a writ in the nature of mandamus directing the respondents to count the entire daily wage service of the petitioner as Special Police Officer (SPO) rendered prior to his regularization/enlistment as constable as qualifying service for the purpose of pensionary/service benefits.

According to the petitioner his case is squarely covered by the decision dated 31.8.2020 passed by a Division Bench of this Court in CWP No. 2371 of 2010 (Annexure P-2) and judgment dated 7.1.2016 passed by this Court in CWP No. 24472 of 2015 (Annexure P-3).

Notice of motion had been issued. Learned counsel for the

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petitioner states that the petitioner would be satisfied if the respondents are directed to consider his claim within a fixed time frame. Learned State counsel states that respondents would comply with any such direction issued by this Court.

Accordingly, the present writ petition is disposed of directing the respondents to consider the claim of the petitioner in accordance with law and take decision in that regard by way of passing a speaking order within a period of two months from the date of receipt of certified copy of this order.

It is made clear that since the writ petition has not been decided on merits, in case after disposal of his representation, the petitioner still feel aggrieved by the decision taken by the respondents, then he shall be entitled to take recourse to the legal remedy, in accordance with law.

(H.S. MADAAN)
JUDGE

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Whether speaking/reasoned Yes/No

Whether Reportable Yes/No

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