

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

110)

CWP no.14503 of 2020

Date of Decision: 16.09.2020

Ashok Kumar

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr. Sanjiv Sheoran, Advocate, for the petitioner.

Amol Rattan Singh, J. (Oral)

All the cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the Covid-19 pandemic.

By this petition filed under the provisions of Article 226/227 of the Constitution of India, the petitioner seeks issuance of a writ in the nature of mandamus, directing respondent no.2 to decide the appeal of the petitioner filed on 06.09.2018 (Annexure P-3) against the order dated 09.08.2018 (Annexure P-2), vide which respondent no.3 has taken back the petitioner in service but the period of unemployment has been treated to be *dies non*, with it further ordered that the petitioner shall not be entitled to any remuneration on the principle of “no work no pay”.

It is also contended that till today no decision has been taken on the legal notice dated 27.02.2020 (Annexure P-4), despite a reminder dated 14.07.2020 (Annexure P-5), which is against Rule 5.21 of the Haryana State Litigation Policy.

Learned counsel for the petitioner submits that the petition may be disposed of with a direction to the Director General of Police, Haryana, to

decide the petitioners' legal notice within a specified time period.

That being so, without making any comment on the merits of the case, this petition is disposed of with a direction to the competent authority amongst the respondents, to decide the appeal of the petitioner as is stated to have been pending since 2019, by passing a speaking order, within a period of three months from the date of receipt of a certified copy of this order.

If a completely detailed speaking order has already been passed, dealing with all issues raised in the grounds of appeal, such order be communicated to the petitioner within a period of two months from today.

16.09.2020
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(AMOL RATTAN SINGH)
JUDGE

Whether reasoned/speaking: Yes
Whether reportable: No