

109 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.14843 of 2020
Date of Decision :18.09.2020

Neelam Devi

...Petitioner

Versus

State of Haryana and others

...Respondents

(Through video conferencing)

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Lekhraj Nandal, Advocate, for the petitioner.

Ms. Rajni Gupta, Addl. A.G. Haryana.

Harsimran Singh Sethi, J. (Oral)

The present writ petition has been filed by the petitioner raising a grievance that the order dated 10.01.2020 (Annexure P/4) passed by the respondents is not being implemented and the petitioner is not being allowed to join at the transferred place without any valid justification. Learned counsel for the petitioner further submits that even the salary of the petitioner has not been released since January, 2020 onwards and in these hard days, it is very difficulty for the petitioner to survive without financial assistance. Prayer of the petitioner in the present writ petition is for directing the respondents to allow the petitioner to join at the transferred place keeping in view the order dated 10.01.2020 (Annexure P/4) passed by the respondents and further, a direction be issued to the respondents to release the salary of the petitioner for the intervening period as the petitioner is not at fault in any manner.

Learned counsel for the petitioner submits that for the relief, which is being claimed in the present petition, the petitioner has already

served the respondents with legal notice dated 04.03.2020 (Annexure P/9), which is still pending consideration with them and the petitioner will be satisfied, at this stage, in case a time bound direction be given to respondent No.2 to decide the said legal notice by passing an appropriate speaking order.

Notice of motion.

Ms. Rajni Gupta, Addl. A.G. Haryana, who has joined the proceedings through video conference, keeping in view the service of advance copy of petition accepts notice on behalf of respondent-State.

Learned State counsel submits that the respondents have no objection with regard to prayer of the petitioner for deciding legal notice dated 04.03.2020 (Annexure P/9) in a time bound manner by passing an appropriate speaking order.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioner, respondent No.2 is directed to decide legal notice dated 04.03.2020 (Annexure P/9) by passing an appropriate speaking order within a period of four weeks from today.

September 18, 2020
aarti/naresh.k

(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? Yes/No
Whether reportable? Yes/No