

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

115

CWP-17855-2020

Date of Decision:28.10.2020

Kaushal Kumar Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

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

HARI PAL VERMA, J.(Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

Petitioner has filed the present writ petition under Articles 226/227 of the Constitution of India, so as to issue appropriate writ, order or direction including a writ in the nature of mandamus, directing the respondents to count the service rendered by the petitioner on the post of SPO as qualifying service for the purpose of seniority for the post of Constable.

Learned counsel for the petitioner submits that for the relief claimed in the present writ petition, the petitioner has submitted a legal notice dated 04.02.2020(Annexure P-12). However, no decision thereon has been taken by the respondents so far. She further submits that, at this stage, petitioner would be satisfied if a time bound direction is issued to the

respondents, directing them to decide his legal notice(Annexure P-12) as per

law.

Notice of motion.

At this stage, Ms. Lavanya Paul, A.A.G., Punjab, has put in appearance and accepts notice on behalf of the respondents-State.

Heard.

Keeping in view the facts and circumstances of the case and in order to avoid unnecessary litigation between the parties, the present writ petition is disposed of, at this stage, with a direction to the respondents to consider the claim of the petitioner as contained in the legal notice dated 04.02.2020(Annexure P-12) in accordance with law and further to take a final decision in the matter by passing a speaking order, preferably within a period of four months from the date of receipt of certified copy of this order.

Since the present writ petition is not being decided on merits, it shall be open for the petitioner to seek his legal remedy including approaching this Court again as per law, if he still feels aggrieved after disposal of his legal notice by the respondents or cause of action survives.

October 28, 2020
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No