

CWP-8997-2016

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-8997-2016

Date of Decision: 09th January, 2020

Pardeep Singh

...Petitioner

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. J.P.S. Sidhu, Advocate
for the petitioner.

Ms. Anu Pal, DAG, Punjab.

AUGUSTINE GEORGE MASIH, J. (ORAL)

This writ petition has been preferred by the petitioner claiming appointment on the basis of the policy of the Government of Punjab dated 08.11.2011 (Annexure P-1) and the subsequent guidelines dated 03.03.2014 vide which, relaxation has been given in the minimum qualification to the land owners.

It is asserted that initially the land measuring 51.91 kanals of the petitioner was acquired for Peona Power Plant, Gobindpura, District Mansa. Initially, the petitioner had applied on 10.11.2011 (Annexure P-2) for appointment but his claim was not accepted by the respondents because of non-production of Land Acquisition Certificate by him. Thereafter, petitioner had moved several representations to the respondents for

releasing the compensation and issuing the Land Acquisition Certificate and ultimately, compensation was released to him and Land Acquisition Certificate was issued on 15.03.2016 (Annexure P-13). In pursuance to that and having obtained the Land Acquisition Certificate, petitioner has served a legal notice dated 01.04.2016 (Annexure P-16) for taking the benefit of policy decision dated 08.11.2011 (Annexure P-1), which legal notice till date has not been considered by the Competent Authority i.e. Deputy Commissioner, Mansa, District Mansa.

Keeping in view the above factual position, direction is issued to the Deputy Commissioner, Mansa, District Mansa – respondent No.3 to consider and decide the claim of the petitioner as submitted by him in his legal notice dated 01.04.2016 (Annexure P-16) within a period of three months by passing a speaking order.

In case the claim of the petitioner is found to be covered by the policy/guidelines issued by the Government of Punjab, ignoring the aspect that last date of receipt of application was 31.03.2013, the petitioner be issued appointment letter forthwith.

09th January, 2020
Harish

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No