

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP-3559-2021 (O&M)
Date of decision : 18.03.2021**

Surender Kumar Dholia (Cow Herd)

... Petitioner(s)

Versus

State of Haryana and Others

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ALKA SARIN

Present: Mr. Nihal S. Choudhary, Advocate for the petitioner.

ALKA SARIN, J. (ORAL)

Heard through video conferencing.

This is a petition under Articles 226/227 of the Constitution of India for issuance of directions to the respondents to decide the claim of the petitioner and the legal notice dated 17.12.2019 (Annexure P-6) and to grant all consequential service benefits from the date of termination till the date of reinstatement.

Learned counsel for the petitioner would contend that the petitioner joined in 1993 as a regular employee on the post of “Cow Herd” (Class-IV) in the Office of Sector Superintendent, Sector-1, Government Live Stock Farm. In the year 1999, a FIR was registered against the petitioner and two other persons, namely, Sat Narain and Anil Kumar. The petitioner was convicted vide judgment dated 22.07.2002 and was sentenced

to undergo life imprisonment. Subsequently, the services of the petitioner were terminated in view of the judgment dated 22.07.2002 convicting the petitioner. The petitioner preferred an appeal before this Court and vide judgment dated 11.07.2014 the petitioner was acquitted of all the charges by this Court. No Special Leave Petition was preferred by the State against the said judgment dated 11.07.2014. The petitioner represented to the respondents to reinstate him and eventually the petitioner was reinstated on 28.11.2017 but without any consequential service benefits. Learned counsel for the petitioner would contend that since 2017 the petitioner has been representing to the respondents for the grant of consequential benefits with effect from date of termination to the date of reinstatement, however of no avail. Learned counsel for the petitioner would further contend that in this regard, one of the representations dated 10.03.2018 has been appended as Annexure P-5 and a legal notice dated 17.12.2019 has been appended as Annexure P-6 and, at this stage, he would be satisfied if a direction is given to the respondents to take a decision in a time bound manner on the representation dated 10.03.2018 and legal notice dated 17.12.2019 (Annexures P-5 and P-6).

Notice of motion.

On the asking of the Court, Mr. Rajesh Gaur, Addl. A.G., Haryana has put in appearance through video conferencing and accepts notice on behalf of the respondents.

I have heard learned counsel for the parties.

In view of the limited prayer made by learned counsel for the petitioner, without commenting on the merits of the case, the present petition is disposed off with a direction to respondent No.2 – The Director General, Animal Husbandry and Dairy, SCO No.118-119, Sector-2, Panchkula – to take a decision on the representation dated 10.03.2018 (Annexure P-5) and legal notice dated 17.12.2019 (Annexure P-6), in accordance with law, expeditiously and in any case within a period of three months from the date of receipt of certified copy of this order.

Disposed off.

March 18, 2021
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(ALKA SARIN)
JUDGE

NOTE: Whether speaking/non-speaking: Speaking
Whether reportable: YES/NO