

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CWP No.7450 of 2021

Date of Decision: 01.04.2021

HC/PR Gurmail Singh and others

....Petitioners

VERSUS

State of Punjab & others

....Respondents

CORAM: HON'BLE MRS. JUSTICE ALKA SARIN

Present: Mr. Jasbir Singh Mohri, Advocate for the petitioners.

ALKA SARIN, J. (Oral)

Heard through video conferencing.

The prayer in the present petition under Articles 226 and 227 of the Constitution of India is for issuance of a writ, order or direction in the nature of *mandamus* directing the respondents to count the daily wage service rendered by the petitioners as Special Police Officer (SPO), before their respective regularization, as qualifying services for the purpose of pensionary/retiral benefits in view of the judgment dated 31.08.2010 delivered by this Court in **CWP-2371-2010** titled ***Harbans Lal Vs. The State of Punjab & Ors.*** (Annexure P-4).

Learned counsel for the petitioners would contend that legal notice dated 06.01.2021 (Annexure P-11) has been sent to the concerned officer, however, the same has not been responded to or decided. Learned counsel for the petitioners further states that, at this stage, he limits his prayer in the present petition and would be satisfied if a direction is issued to respondent No.2 to take a decision on the legal notice dated 06.01.2021 (Annexure P-11) in view of the judgment dated 31.08.2010 delivered by

this Court in *CWP-2371-2010* titled “*Harbans Lal vs. The State of Punjab & Ors.*” in a time bound manner.

Notice of motion.

On the asking of the Court, Ms. Kanica Sachdeva, AAG, Punjab, who has joined the session through video conferencing, accepts notice on behalf of the respondents.

In view of the limited prayer made by the learned counsel for the petitioners and without commenting on the merits of the case, the present petition is disposed off with a direction to respondent No.2 to take a decision on the legal notice dated 06.01.2021 (Annexure P-11), in accordance with law, keeping in mind the judgment dated 31.08.2010 delivered by this Court in *CWP-2371-2010* titled “*Harbans Lal Vs. The State of Punjab & Ors.*” within a period of three months from the date of receipt of certified copy of this order.

Disposed off.

(ALKA SARIN)
JUDGE

1st April, 2021
jk

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