

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

114

CWP-12936-2021

Date of decision: 16.07.2021

Sudhir Pal

.....Petitioner

versus

State of Haryana and another

....Respondents

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Ravinder Malik (Ravi), Advocate
for the petitioner.

Mr. Rohit Arya, DAG, Haryana.

(the aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual court on account of restrictions due to COVID 19)

GIRISH AGNIHOTRI, J. (Oral)

Petitioner-Sudhir Pal, stated to be aged 43 years, has filed the present petition *inter alia* with a prayer for issuance of a writ in the nature of mandamus directing the respondents to re-fix the seniority of the petitioner w.e.f. the year 2010 instead of the year 2012.

Learned counsel for the petitioner submits that for the grievance made in the present petition, the petitioner had filed a mercy petition before respondent No.1 on 10.03.2015 (Annexure P-5) followed by reminders dated 04.03.2016, 18.01.2017 and legal notice dated 19.05.2018 (Annexure P-7). He submits that in case, respondent No.1 is directed to grant a personal hearing to the petitioner, they will be able to convince the

authorities that the petitioner has a genuine right for fixation of deemed date of seniority to him, (for which he is ready to give an undertaking that he will not claim any financial benefits/arrears of pay).

Notice of motion.

On asking of the Court, Mr. Rohit Arya, DAG, Haryana, accepts notice on behalf of the State.

In the peculiar facts and circumstances as noticed above, respondent No.1 may grant personal hearing to the petitioner and decide his mercy appeal as expeditiously as possible preferably within a period of ***four months*** from the date of receipt of certified copy of this order, in accordance with law after taking appropriate undertaking if required.

Writ petition is disposed of accordingly.

(GIRISH AGNIHOTRI)
JUDGE

16.07.2021

anju rani

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No