

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CWP-12541-2021 (O&M)
Date of decision: 24.09.2021

Harjinder Singh

.....Petitioner

versus

State of Punjab and others

.....Respondents

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Deepak Arora, Advocate
for the petitioner.

Mr. Ayush Sarna, AAG, Punjab.

(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-Harjinder Singh, stated to be age 50 years, has filed the present petition *inter alia* with a prayer to quash the impugned order dated 25.05.2021 (Annexure P-1), passed by respondent No.3.

Records of the case show that on 13.07.2021, notice of motion was issued by this Court.

CM-12438-2021 has been filed *inter alia* with a prayer to amend the writ petition while granting due permission to the petitioner for incorporating Para No.7(A) under the concerned writ petition.

Learned counsel for the petitioner, by making reference to the pleadings in the application, submits that during pendency of the writ petition, there have been certain subsequent significant developments. He submits that

wife of the petitioner has been detected to have suffered metastasis (Cancer) in the spine. The petitioner accordingly is urgently required to take care of his wife and the family. On this basis, prayer has been made to amend the writ petition.

Notice of the application.

On asking of the Court, Mr. Ayush Sarna, AAG, Punjab, accepts notice on behalf of the State. He has no objection if the application is allowed.

In view of the above and for the reasons mentioned in the application, the same is allowed. Amended writ petition is taken on record.

At this stage, learned counsel for the petitioner submits that the writ petition be disposed of with a direction to the respondents to consider the representation of the petitioner and claim for posting him at Batala in view of the circumstances that his wife is seriously ill.

In view of the above, the present petition is disposed of with the following directions:-

- (i) The petitioner may file a representation to the authorities within a week from the date of receipt of certified copy of this order. In the representation, whatever supporting documents that the petitioner wishes to attach, may also be attached.
- (ii) The respondents are directed to sympathetically consider the case of the petitioner afresh for posting at Batala, in view of the fact that his wife is suffering from a serious ailment.
- (iii) The respondents are directed to take a decision on the claim of the petitioner as expeditiously as possible, preferably within a period of three weeks from the date of receipt of certified copy of this order.
- (iv) It is further directed that if the petitioner makes a request for leave till the decision on his representation, the same be also

sympathetically considered and be granted in accordance with law.

Subsequent applications, pending with the writ petition, also stand disposed of.

Ordered accordingly.

(GIRISH AGNIHOTRI)
JUDGE

24.09.2021/anju rani

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