

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CWP-19880-2021 (O&M)
Date of Decision: 30.09.2021

Preetinder Singh & Ors.

... Petitioner

VS.

State of Punjab & Ors.

...Respondents

CORAM: HON'BLE MR.JUSTICE GIRISH AGNIHOTRI

Present: Mr. Vivek Salathia, Advocate for the petitioner.

Mr. Ayush Sarna, Asst. A.G., Punjab.

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video conferencing on account of restrictions due to outbreak of COVID-19 pandemic.

Petitioner-Preetinder Singh stated to be aged 50 years, has filed the present writ petition *inter alia* with the prayer for directing the respondents-department to regularize and consider the services of the petitioner from the period 11.08.2018 to 02.06.2020 as period deemed to be spent on duty and grant full pay and allowances to the petitioner for the above-said period and to decide the representation (Annexure P-4) along with further relief as mentioned in the petition.

Learned counsel for the petitioner submits that petitioner had submitted a detailed representation in April 2020 (Annexure P-4). He then submits that in pursuance to the said representation although order dated 23.09.2020 (Annexure P-5) has been passed granting him seniority on notional basis w.e.f. 11.08.2018 till 02.06.2020. Prayer of the petitioner is that no reasons have been given on the claim of the petitioner for not

regularizing and considering the services of the petitioner from 11.08.2018 to 02.06.2020 as period deemed to be spent on duty and also for not granting of full pay and allowances. He further submits that petitioner would submit a supplementary representation as well within a period of three weeks from the date of the receipt of the certified copy.

Notice of motion.

On asking of the Court, Mr. Ayush Sarna, Asst. A.G., Punjab, accepts notice on behalf of the State.

Having heard learned counsel for the parties and without commenting upon the merits of the case, the writ petition is disposed of with a direction to the respondent No.2/competent authority to consider and decide the claim of the petitioner as contained in the representation (Annexure P-4) as well as supplementary representation, in accordance with law, as expeditiously as possible, by passing a speaking order within four months from the date of receipt of certified copy of this order.

Needless to say that in case the petitioner is found entitled on merits to the claim as raised in the representation, the same be disbursed within one month from the date of decision of the representation.

So ordered.

30.09.2021
Shruti

(Girish Agnihotri)
Judge

1. Whether speaking/reasoned?
2. Whether reportable?

Yes/No
Yes/No