

CWP No.26680 of 2021

Date of Decision :23.12.2021

Palwinder Singh and another

...Petitioners

versus

State of Punjab and others

....Respondents

Coram : Hon'ble Mr. Justice B.S. Walia

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

B.S. Walia, J. (Oral)

[1] Prayer in the petition under Articles 226c/c227 of the Constitution of India is for the issuance of a writ, order or direction especially in the nature of the Mandamus, directing the respondents to count the service rendered by the petitioners on the post of "Special Police Officers" on daily wages as qualifying service for the purpose of grant of service benefits, including benefit of pay fixation, promotion, annual increments etc in the light of decision dated 06.09.2010 in CR No.2295 of 2010 in case titled as '**Constable Rajinder Kumar** *versus* **State of Punjab and others**' or in the alternative the respondents be directed to decide the representation (Annexure P-11) dated 18.08.2021.

[2] Learned counsel contends that the petitioners would be satisfied, if the writ petition is disposed of by directing respondent No.2 to consider and decide the representation (Annexure P-11) dated 18.08.2021 in accordance with law in a time bound manner.

[3] Notice of motion to respondent No.2 only.

[4] Mr. Ayush Sarna, learned AAG, Punjab, accepts notice and

after perusal of the writ petition states that he has no objection to the limited prayer made by learned counsel for the petitioners. In view of the nature of order proposed to be passed, there is no necessity to seek reply.

[5] Accordingly, in the light of the position noted above, as well as statement of learned counsel for the parties but without commenting on the merits of the case, the writ petition is *disposed of* by directing respondent No.2 to consider and decide the representation (Annexure P-11) dated 18.08.2021 in the light of decision of this Court in CR No.2295 of 2010 in case titled as “Constable Rajinder Kumar *versus* State of Punjab and others” in case the same is applicable and has attained finality within 04 months from the date of receipt of certified copy of the order.

(B.S. Walia)

Judge

23.12.2021

‘Rajneesh’

Whether speaking/ reasoned	:	Yes/No
Whether reportable	:	Yes/No