

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

CWP No.6800 of 2022 (O&M)
Date of Decision: April 01, 2022

Rakesh Kumar

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Dr. G.P.S. Randhawa, Advocate
for the petitioner.

JAISHREE THAKUR, J. (Oral)

The petitioner herein prays for issuance of a writ in the nature of *mandamus* to direct the respondents to regularize the period of 10 years and 7 months of the petitioner, during which he had to remain out of service without any fault on his part by way of counting this period in service and he may be allowed to draw the pay and allowance and consequential service benefits for this period.

At this stage, counsel for the petitioner herein limits his prayer to the extent that legal notice of the petitioner dated 01.12.2021 (Annexure P-3) should be decided expeditiously.

Notice of motion.

At this stage, Mr. Pawan Sharda, Sr. DAG Punjab, who is present in court, accepts notice on behalf of the respondents and submits

that the respondents will look into the matter and will decide the representation of the petitioner. Let sufficient number of copies of the paper book be supplied to him during the course of the day, failing which no action is called for.

In view of the above, I dispose of the instant petition by directing the respondents-State to decide the legal notice of the petitioner dated 01.12.2021 (Annexure P-3) within a period of one month from the date of receipt of certified copy of this order, in accordance with law. However, in case such a decision is not taken within the stipulated period, the officer responsible for the lapse would be personally liable to deposit costs of Rs.20,000/- with the PGIMER Poor Patients Welfare Fund, Chandigarh.

April 01, 2022
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No