

109.

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH**

CWP-6939-2022

Date of Decision: 06.12.2022

JAGJIT SINGH AND ANOTHER

.... Petitioners

Versus

STATE OF PUNJAB AND OTHERS

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Parminder Singh, Advocate,
for the petitioners.

JAISHREE THAKUR.J (Oral)

The petitioners herein have approached this Court by way of filing the present writ petition under Article 226/227 of the Constitution of India seeking to challenge the orders whereby their resignation have been accepted on joining the District Police from PAP, Jalandhar. It is submitted that in fact they had applied through proper channel for appointment as Constable and on their selection, their services ought to have been relieved instead of acceptance of their resignation. Consequently, they would be then allowed to count the length of service with the Commandant 7th Battalion towards their pension.

At this stage, counsel appearing on behalf of the petitioners would submit that the petitioners would be satisfied in case the very writ petition itself is treated as a representation and a speaking order is passed thereon.

Notice of motion.

Ms. Deepali Puri, Additional Advocate General, Punjab, who is present in the Court, accepts notice on behalf of respondents.

Let sufficient number of copies of complete paper book be supplied to her during the course of day.

Without commenting on merits of the case and keeping in view the limited prayer made, the instant petition is disposed of with a direction that the instant writ petition itself shall be treated as a representation on behalf of the petitioners and would be decided by the respondents by passing a speaking order within a period of three months, from the date of receipt of certified copy of this order, in accordance with law, and convey the decision to the petitioners. In case of failure to do so, the officer responsible for the lapse would be liable to costs of Rs.20,000/- from his personal pocket, to be deposited with the Punjab and Haryana High Court Advocates Welfare Fund.

(JAISHREE THAKUR)
JUDGE

06.12.2022

sanjeev

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No