

112.

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

CWP-10652-2022

Date of Decision: 19.05.2022

LAKHVIR SINGH

.... Petitioner

Versus

STATE OF PUNJAB AND OTHERS

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Kamaldip Singh Sidhu, Advocate, for the petitioner.

JAISHREE THAKUR.J (Oral)

This is a petition that has been filed under Article 226/227 of the Constitution of India seeking a writ in the nature of mandamus for directing respondent No.3-D.G.P., Punjab to decide representations dated 16.11.2019 & 26.11.2021 (Annexure P-4 & P-5) submitted by the petitioner for grant of promotion and other consequential benefits in view of 50% disability suffered by the petitioner.

Counsel appearing on behalf of the petitioner would submit that the petitioner is posted as Constable in Punjab Police. While on duty (*naka*) on 24.02.1999 on Chandigarh-Zirakpur road, he met with an accident by a truck coming from wrong side, which resulted in his 50% disability. He would contend that on account of 50% disability, the petitioner has neither been given any financial benefit nor any promotion has been granted to him. He would submit that the petitioner has filed representations dated 16.11.2019 & 26.11.2021 (Annexure P-4 & P-5), to which, there has been no response till date.

Notice of motion.

At this stage, Mr. Pawan Sharda, Senior DAG, Punjab, who is present in Court, accepts notice on behalf of the respondents and states that the respondents would consider the representations of the petitioner within a time bound manner.

Let adequate number of copies of the complete paper book be supplied to him during the course of day.

At this stage, counsel for the petitioner would pray that his writ petition itself, which covers the claim of the petitioner exhaustively, may be considered as representation and decided by the competent authority in a time bound manner.

The request made by counsel for the petitioner is not such that cannot be acceded to.

Without commenting on merits of the case, the instant petition is disposed of with a direction that the instant writ petition shall be treated as a representation and would be decided by the competent authority 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 petitioner. 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.

19.05.2022
sanjeev

(JAISHREE THAKUR)
JUDGE

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