

**155 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CWP-11651-2022

Date of decision : May 26, 2022

Som Dutt Sharma

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Gaurav Tyagi, Advocate for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that the case of the petitioner is covered by the judgment of the Division Bench of this Court passed in CWP No.19641 of 2009, titled as “*R.K. Aggarwal and others vs State of Haryana and others*”, decided on 21.12.2012, but the benefits have not been given to the petitioner only on the ground that the petitioner was not a party to the said petition.

Learned counsel for the petitioner further argues that once, the petitioner is similarly situated as the petitioners in *R.K. Aggarwal's* case(*supra*), the respondents are under an obligation to grant the similar benefits to the petitioner, keeping in view the judgment passed by the Division Bench of this Court in CWP No. 4382 of 2002 titled as *Satbir Singh Vs. State of Haryana*, decided on 21.03.2002.

Learned counsel for the petitioner further submits that the petitioner has already raised the said grievance before the respondents by filing a representation dated 05.03.2022 (Annexure P-10), which is still pending consideration with the respondents and the petitioner will be satisfied at this stage, in case a time bound direction is issued to respondent No.2 to decide the same by passing an appropriate speaking order.

Notice of motion.

Mr. Raman Kumar Sharma, learned Additional Advocate General, Haryana who is present in the Court, accepts notice on behalf of the respondents Nos. 1 to 3 and raises no objection in deciding the representation dated 05.03.2022 (Annexure P-10) in a time bound manner by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by him in the representation dated 05.03.2022 (Annexure P-10), the present writ petition is disposed of with a direction to respondent No.2 to decide the same within a period of eight weeks from the receipt of copy of this order.

In case, it is found that the petitioner is entitled for the monetary benefits after passing an appropriate order on the representation, the same should also be paid to the petitioner within four weeks thereafter.

(HARSIMRAN SINGH SETHI)
JUDGE

May 26, 2022

sarita

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No