

110.

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

CWP-19068-2022

Date of Decision: 29.08.2022

SALWINDER SINGH AND ORS.

.... Petitioners

Versus

STATE OF PUNJAB AND OTHERS

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Nitesh Singla, Advocate, for the petitioners.

JAISHREE THAKUR.J (Oral)

This is a petition that has been filed under Articles 226/227 of the Constitution of India for issuance of an appropriate writ, order or direction especially in the nature of Mandamus directing the respondents to count the daily wage as Special Police Officer (SPO) service of the petitioner, rendered before their regularization as qualifying service for the purpose of pensionary benefits, as the same benefit has been granted by this Court in judgment dated 15.02.2018 (Annexure P-6) passed in CWP No.9936 of 2017 and judgment dated 01.04.2019 (Annexure P-7) passed in CWP No.7127 of 2019, and the same has been granted by the respondent department vide orders dated 17.12.2018 and 04.06.2019 (Annexures P-8 & 9), and further to grant all arrears of pay and consequential benefits along with interest @ 12% per annum.

Learned counsel for the petitioners would submit that for their grievance, the petitioners have already served representation/legal notice

dated 22.06.2022 (Annexure P-12) upon the official respondents, but till date no decision has been taken thereon. He would submit that at this stage, the petitioners would be satisfied in case said representation/legal notice is decided in a time bound manner.

Notice of motion.

At this stage, Ms. Deepali Puri, Additional Advocate General, 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 take a decision on the legal notice/representation of the petitioners.

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

Without commenting on merits of the case, the present petition is disposed of with a direction to the official respondents to decide legal notice/representation dated 22.06.2022 (Annexure P-12) of the petitioners within a period of six 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

29.08.2022

sanjeev

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No