

CWP-27007-2021

Date of Decision : 05.01.2022

Nirmal Singh and others

...Petitioners

Versus

State of Punjab and others

....Respondents

Coram : Hon'ble Mr. Justice B.S. Walia

Present : Mr. Jasbir Singh Mohri, Advocate for the petitioners.

B.S. Walia, J. (Oral)

1. Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.
2. Prayer in the writ petition under Articles 226 / 227 of the Constitution of India, is for issuance of a writ, order or direction especially in the nature of Mandamus, directing the respondents to count the daily wage service rendered by the petitioners as Special Police Officer (SPO) prior to their regularization, as qualifying service for the purpose of pensionary/retiral benefits in terms of decision of this Court in CWP No.9936 of 2017 in case titled as 'Sukhjeet Singh and others versus State of Punjab and others', decided on 15.02.2018 and CWP No.7127 of 2019 titled as 'Jarnail Singh and others versus State of Punjab and others', decided on 01.04.2019.
3. At the outset, learned counsel contends that the petitioners have served legal notice Annexure P/11 dated 28.09.2021 but the claim made in the same has not been decided till date, therefore, in the circumstances, the petitioners would be satisfied, if the writ petition is disposed of by directing

respondent No.2 to consider and decide the claim made in legal notice Annexure P/11 dated 28.09.2021.

4. Notice of motion to respondent No.2 only.

5. Mr. Ayush Sarna, AAG, Punjab, accepts notice on behalf of respondent No.2 and after perusal of the writ petition states that he has no objection to the limited prayer made by learned counsel for the petitioners.

6. In view of the nature of order proposed to be passed, no reply is necessary.

7. Accordingly, in view of the statement of learned counsel for the parties but without commenting upon the merits of the case, the writ petition is disposed of by directing respondent No.2 to consider and decide the claim made in legal notice Annexure P/11 dated 28.09.2021, in accordance with law after taking into account all aspects of the matter within four months from the date of receipt of certified copy of the order.

8. Petition disposed of with the aforementioned directions.

(B.S. Walia)
Judge

05.01.2022

rajesh

Whether speaking/ reasoned : Yes/No
Whether reportable : Yes/No