

124.

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

CWP-26543-2022

Date of Decision: 21.11.2022

RAKESH KUMAR AND OTHERS

.... Petitioners

Versus

STATE OF PUNJAB AND OTHERS

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. K.G. Chaudhry, Advocate,
for the petitioners.

JAISHREE THAKUR.J (Oral)

This is a petition that has been filed under Articles 226 and 227 of the Constitution of India for issuance of a writ in the nature of mandamus or any other appropriate writ, direction or order directing the respondents to relieve the petitioners from their present posting i.e. Special Operation Group, Bahadurgh, Patiala, so that they may join their duty in their respective District Police Cadres as they have already been allocated to District Police Cadre and allotted District Police constabulary numbers as per their merit, with all consequential benefits.

Counsel appearing on behalf of the petitioners would contend that for the aforesaid grievance, the petitioners have already filed a representation dated 26.07.2022 (Annexure P-5) before respondent No.2, but till date, no decision has been taken thereon. He would submit that at this stage, the petitioners would be satisfied in case their representation is

decided, in accordance with law, in a time bound manner.

Notice of motion.

Ms. Deepali Puri, Additional Advocate General, Punjab, who is present in Court, accepts notice on behalf of the 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 by counsel for the petitioners, the present petition is disposed of with a direction to respondent No.2 to decide representation dated 26.07.2022 (Annexure P-5) of the petitioners within a period of one month 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

21.11.2022

sanjeev

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No