

118.

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

CWP-25900-2022

Date of Decision: 15.11.2022

JOGINDER PAL AND OTHERS

.... 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 service rendered by the petitioners as Special Police Officers (SPOs) 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-5) passed in CWP No.9936 of 2017, titled as *Sukhjeet Singh and others Versus State of Punjab and others* and in view of speaking order dated 30.09.2020 (Annexure P-7), vide which the aforesaid benefit has already been extended to similarly situated employees.

Learned counsel for the petitioners would submit that for their grievance, the petitioners have already served a representation/legal notice dated 23.08.2022 (Annexure P-8) 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 accordance with law, in a time bound manner.

Notice of motion.

On the asking of the Court, Ms. Deepali Puri, Additional Advocate General, Punjab, 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 the respondents to decide representation/legal notice dated 23.08.2022 (Annexure P-8) of the petitioners within a period of four 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

15.11.2022

sanjeev

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No