

127.

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

CWP-27237-2022

Date of Decision: 30.11.2022

KARAM CHAND

.... Petitioner

Versus

STATE OF PUNJAB AND OTHERS

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Ms. Navdeep, Advocate,
for the petitioner.

JAISHREE THAKUR.J (Oral)

This is a petition that has been filed under Article 226/227 of the Constitution of India for issuance of an appropriate writ, order or direction including a writ in the nature of mandamus directing the respondents to count the services rendered by the petitioner during the contingent period before regularization from 01.09.1995 to 21.10.2009 as qualifying service for the purpose of pensionary benefits in view of judgment dated 31.08.2010 passed in CWP No.2371 of 2010, Annexure P-3, and judgment dated 17.02.2017 passed in CWP No.10217 of 2016, Annexure P-4.

Counsel appearing on behalf of the petitioner would contend that in this regard, the petitioner has already served a representation/legal notice dated 01.11.2022 (Annexure P-5) upon the respondents, but till date, no decision has been taken thereon. She would submit that at this stage, the petitioner would be satisfied in case his 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 petitioner, the present petition is disposed of with a direction to the respondents to decide representation/legal notice dated 01.11.2022 (Annexure P-5) of the petitioner, within a period of three months, from the date of receipt of certified copy of this order, in accordance with law and convey the decision to the petitioner. 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

30.11.2022
sanjeev

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No