

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

(113)

CWP-852-2023

Date of decision : 17.01.2023

Rajpal

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Ravi Malik, Advocate
for the petitioner.

...

SUVIR SEHGAL, J. (Oral)

Instant writ petition has been filed under Article 226 of Constitution of India for issuance of a writ in the nature of mandamus directing the respondents to grant the benefit of 1st, IInd and IIIrd ACP to the petitioner.

Counsel for the petitioner submits that the petitioner has superannuated from service on 31.03.2021 after rendering 37 years of service. Counsel submits that he was denied the benefits of ACP despite the fact that the petitioner has completed the requisite period of service as per Haryana Civil Services (ACP) Rules, 2016. Counsel submits that legal notice dated 01.08.2022, Annexure P-2, has been served upon the respondents, which is lying unattended. He submits that the petitioner would be satisfied in case a direction is issued to the concerned respondent to look into the same.

Notice of motion.

On asking of the Court, Mr. Pankaj Middha, Additional Advocate General, Haryana, accepts notice on behalf of the respondents.

Given the nature of order being passed, this Court does not deem it necessary to call for a response from the respondents.

Having heard counsel for the parties, but without examining the grievance of the petitioner, writ petition is disposed of with a direction to respondent No.3, Director General Health Services, Panchkula, to examine the legal notice, Annexure P-2, and decide the claim of the petitioner.

In case, the petitioner is not found entitled to the benefits/claim, a reasoned order be passed within a period of four months from the date of communication of copy of this order.

(SUVIR SEHGAL)
JUDGE

17.01.2023
Pardeep

Whether Speaking/Reasoned	Yes
Whether Reportable	Yes/No