

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-9806-2023

Date of decision : 07.08.2023

Rahul

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHLPresent: Mr.Nafeesh Ahmed, Advocate
for the petitioner.Ms. Rajni Gupta, Addl.A.G. Haryana
for the respondents.**VIKAS BAHL, J.(ORAL)**

1. This is a civil writ petition 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 for directing the respondents to call the petitioner to perform the home guard volunteer duty with immediate effect.

2. Learned counsel for the petitioner has submitted that for the grievances raised by the petitioner, a legal notice dated 14.03.2023 has been given by the petitioner along with one more person and at this stage, he would be satisfied in case respondent no.3-District Commandant considers the said legal notice dated 14.03.2023 qua the petitioner and if after considering the same,, in case, the plea of the petitioner is found to be meritorious, then necessary relief be granted to the petitioner.

3. Learned State counsel has submitted that the present order

present case was relieved on 03.11.2016.

4. Keeping in view the above said facts and circumstances, the present petition is disposed of with a direction to respondent no.3- District Commandant, to consider the legal notice 14.03.2023 of the petitioner, in accordance with law, as expeditiously as possible, preferably within a period of two months from the date of receipt of certified copy of the present order and in case, after considering the same, the plea of the petitioner is found to be meritorious, then necessary relief be granted to the petitioner and in case, the plea of the petitioner is not found to be meritorious, then a speaking order rejecting the same be passed.

4. It is made clear that the present order should not be construed as condoning the delay in approaching this Court.

5. It would be open to respondent no.3 to consider all the aspects and take decision on the legal notice independently, in accordance with law.

(VIKAS BAHL)
JUDGE

August 07, 2023
Davinder Kumar

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