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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-25415-2022

Date of Decision:02.12.2023

AJAY KUMAR

..... Petitioner

Versus

UNION OF INDIA AND ORS.

..... Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present : Mr. Nikhil Anand, Advocate
for the petitioner.Mr. Indresh Goel, Senior Panel Counsel
for the respondents- UOI.

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking setting aside of order dated 12.10.2012 (Annexure P-2) whereby petitioner has been denied award despite participating in an operation against Naxalites. The petitioner is further seeking direction to respondents to reconsider claim of the petitioner in the light of instructions dated 01.03.1951, as amended and judgment dated 26.07.2016 passed by Delhi High Court in '***Rajesh Shukla Vs. Union of India and others 2016***' SCC Online Del 4071.

2. Learned counsel for the petitioner, at the outset, submits that grievance of the petitioner at this stage would be redressed if respondents are directed to reconsider his claim in the light of instructions and judgment passed by Delhi High Court in ***Rajesh Shukla*** (supra).

3. Learned counsel for the respondents submits that Competent

Authority has passed impugned order after considering role of each and every officer who participated in the incident/operation dated 29.06.2010, nevertheless, the Competent Authority would reconsider claim of the petitioner in the light of instructions dated 01.03.2015 and afore-cited judgment.

4. In the wake of statements of both sides, the present petition stands disposed of.

(JAGMOHAN BANSAL)
JUDGE

02.12.2023
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Whether speaking/reasoned	Yes/No
<i>Whether Reportable</i>	<i>Yes/No</i>