

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP- 23023-2023

Date of Decision:11.10.2023

Simranjeet Kaur

... *Petitioner*

V/s.

Punjab State Power Corporation Limited and others

... *Respondents*

CORAM: HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present : Mr. Nikhil Anand, Advocate
for the petitioner.

DEEPAK MANCHANDA, J.(Oral)

Present writ petition has been filed in the nature of Mandamus under Article 226/227 of the Constitution of India by the petitioner for issuing directions to the respondents to grant deemed date of appointment/joining to the petitioner along with all consequential benefits flowing out of said deemed date of appointment as well as for directing respondent No. 1 to consider and decide the legal notice dated 05.05.2023 (Annexure P-8) in accordance with law in a time bound manner by passing a speaking and reasoned order.

Learned counsel for the petitioner submits that the petitioner was a candidate for the post of Lower Division Clerk against the advertisement issued by the respondent-department dated 05.09.2019 and in view of the orders passed by this Hon'ble Court. The respondent department made candidates of 1st select panel join the respondent-department as LDC w.e.f. 18.02.2021 along with one Vinod Kumar, belonging to BC category,

who was lower in merit than the petitioner even though all his documents were found in order during document verification. Further, the petitioner's appointment was delayed for six months as he was issued appointment letter on 28.07.2021 and he joined on 20.08.2021. Learned counsel for the petitioner further submits that the petitioner has already raised the said grievance through the legal notice served by the petitioner dated 05.05.2023 (Annexure P-8) which is still pending consideration with respondents and the petitioner will be satisfied at this stage, in case a direction is issued to the respondents to decide the same by passing an appropriate speaking order in a time bound manner.

I have heard learned counsel for the petitioner and have gone through the record of the case.

Without commenting on the merits and keeping in view the innocuous prayer made in the present petition, respondent No. 1 is directed to consider and decide the legal notice dated 05.05.2023 (Annexure P-8) in accordance with law, by passing a speaking order as expeditiously as possible preferably within a period of eight weeks from the date of receipt of certified copy of this order with a further direction that if there is no legal impediment, necessary disbursement of funds shall be made to him within a period of eight weeks thereafter.

Petition stands disposed of.

(DEEPAK MANCHANDA)
JUDGE

11.10.2023

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

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