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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-587-2024
Date of decision: 11.01.2024

VIKRAM SINGH

...Petitioner

VERSUS

STATE OF HARYANA AND ORS

...Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Mr. Shashikant Gupta, Advocate
for the petitioner.

JASGURPREET SINGH PURI, J. (Oral)

1. The present writ petition has been filed under Articles 226/227 of the Constitution of India seeking issuance of a writ in the nature of mandamus directing the respondents to pay leave encashment for 159 days out of 300 days of earned leave, which has not been granted to the petitioner till date and is withheld by the respondents and for further directing the respondents to consider and take a final decision on the legal notice dated 20.06.2023 (Annexure P-5) by passing a speaking order in a time bound manner.
2. Learned counsel for the petitioner submitted that the petitioner was entitled for earned leave, which has been so mentioned in the head note of the petition and in this regard, he had served a legal notice Annexure P-5 to respondent No.3-General Manager, Haryana Roadways Engineering Corporation Limited, Khandsa, Gurugram but the same has not been considered and decided till date. He further submitted that at this stage, the petitioner will

be satisfied in case the aforesaid legal notice dated 20.06.2023 (Annexure P-5) is considered and decided by respondent No.3-General Manager, Haryana Roadways Engineering Corporation Limited, Khandsa, Gurugram in accordance with law and in a time bound manner.

3. Notice of motion.
4. On the asking of the Court, Mr. Samarth Sagar, Addl. A. G., Haryana, accepts notice on behalf of all the respondents. He submitted that in view of the limited prayer made by learned counsel for the petitioner, he has no objection in case time bound direction is issued in this regard.
5. In view of the aforesaid facts and circumstances, without calling for the reply from the respondents and without expressing anything on the merits of the case, the present writ petition is disposed of with a direction to respondent No.3-General Manager, Haryana Roadways Engineering Corporation Limited, Khandsa, Gurugram to consider and decide the legal notice dated 20.06.2023 (Annexure P-5) strictly in accordance with law and within a period of three months from today.

11.01.2024
Chetan Thakur

(JASGURPREET SINGH PURI)
JUDGE

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