

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

(113)

CWP-1557-2024

Date of decision: - 24.01.2024

Savita Kumari and another

....Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Sumit Sangwan, Advocate, for the petitioners.

Ms. Rajni Gupta, Additional Advocate General, Haryana.

VIKAS BAHL, J. (ORAL)

1. Present writ petition has been filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing the respondents to give all the benefits regarding service rendered by the petitioners in police department as Female Constable (HAP Durga-1) while accepting their technical resignation and to refund the amount taken from them at the time of relieving as they joined the same department as Female Constable (GD) and count that service for all intents and purposes by granting consequential benefits including pay protection, leave encashment etc. Other prayers have also been made in the present writ petition.

2. Learned counsel for the petitioners has submitted that for the grievances raised by the petitioners, the petitioners have given a legal notice dated 17.12.2023 (Annexure P-5) and at this stage, the petitioners would be satisfied in case competent authority of respondent No.1-State

considers the same in accordance with law, within a specified time frame and in case the pleas raised by the petitioners are found to be meritorious, then, grant the appropriate relief to the petitioners.

3. Learned counsel appearing for the respondents has submitted that competent authority of respondent No.1-State would consider the said legal notice dated 17.12.2023 (Annexure P-5), filed by the petitioners, in accordance with law and the same would be done within a period of four weeks from the date of certified copy of this order.

4. Keeping in view the above-said facts and circumstances, the present petition is disposed of with a direction to competent authority of respondent No.1-State to consider the legal notice dated 17.12.2023 (Annexure P-5) filed by the petitioners within a period of four weeks from the date of receipt of the certified copy of this order and in case competent authority of respondent No.1-State is of the view that the pleas raised by the petitioners are meritorious, then, the appropriate relief be granted to the petitioners as expeditiously as possible. In case, competent authority of respondent No.1-State is of the view that the pleas raised by the petitioners are meritless, then, a speaking order rejecting the claim be passed within the aforesaid period of four weeks.

5. It is made clear that this Court has not opined on the merits of the case and competent authority of respondent No.1-State would consider and decide the matter independently, in accordance with law.

January 24, 2024
naresh.k

(VIKAS BAHL)
JUDGE

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