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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-1787-2024
Date of decision: 29.01.2024

MAHIPAL

...Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Mr. Virender Kumar, 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 especially in the nature of mandamus directing the respondents to take the petitioner on the pay roll of Municipal Corporation, Karnal as Safai Karamchari in view of the policy dated 06.09.2019 (Annexure P-3) issued by the Government of Haryana and further for directing respondent No.4 to decide the appeal (Annexure P-6) filed by the petitioner.

2. Learned counsel for the petitioner submitted that the petitioner was working as a Safai Karamchari and he had filed an appeal before respondent No.4-Joint Commissioner, Municipal Corporation, Karnal for taking him on the pay roll of Municipal Corporation, Karnal but the said appeal has not been decided till date. He further submitted that, at this stage, the petitioner will be satisfied in case a direction is issued to respondent No.4-Joint Commissioner,

Municipal Corporation, Karnal to consider and decide the aforesaid appeal filed by the petitioner in a time bound manner. He also submitted that similarly situated persons, namely, Ram Kumar and Rajesh have also filed similar kind of petitions pertaining to same organization, which were disposed of by a Coordinate Bench of this Court on 11.02.2022 vide Annexure P-9 and by this Court on 11.01.2024 vide Annexure P-10, respectively.

3. Notice of motion.
4. On the asking of the Court, Mr. Gaurav Jindal, Addl. A.G., Haryana, accepts notice on behalf of all the respondents. He submitted that in view of the limited prayer made by the learned counsel for the petitioner, he has no objection in case direction is issued to consider and decide the appeal filed by the petitioner in a time bound manner.
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.4-Joint Commissioner, Municipal Corporation, Karnal to consider and decide the appeal (Annexure P-6), which the learned counsel for the petitioner is stated to have filed, strictly in accordance with law and within a period of three months from today.

29.01.2024
Chetan Thakur

(JASGURPREET SINGH PURI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No