

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CWP-3260-2024 (O&M)
Date of decision: 14.02.2024

Gagandeep Singh
....Petitioner
Versus
State of Punjab and Another
...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Nikhil Anand, Advocate for the petitioner

AMAN CHAUDHARY. J.

1. The present Civil Writ Petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus by directing respondent No.2 to consider the petitioner to be in service w.e.f. the date his batchmates and immediate junior in combined merit list dated 01.10.2021, joined the respondent-Department.
2. Learned counsel submits that the petitioner was not permitted to join alongwith other selected candidates, on account of the pendency of a criminal case, however, subsequently, he was allowed. He thereafter, was acquitted of the charges, but his appointment has not been made to relate back to the date on which his batchmates had joined, regarding which, a legal notice dated 20.12.2022, Annexure P-11, followed by reminder, Annexure P-12, have been submitted by him, which have yet not evoked any response. He thus, at this stage, on instructions, submits that the petitioner is sanguine of it being considered in a positive manner, in case, a direction is given to the respondents to decide the same in a time bound manner by granting him an opportunity of hearing.
3. Notice of motion.

4. At the asking of the Court, Mr. Charanpreet Singh, AAG Punjab accepts notice on behalf of the respondent-State and has no objection to the limited prayer made.

5. In view of the aforesaid and without commenting upon the merits of the case, this petition is hereby disposed of with a direction to respondents to consider the legal notice dated 20.12.2022, Annexure P-11 and decide the same within a period of 4 months and if found entitled, necessary benefits be granted forthwith. However, in the eventuality of the relief being denied, a speaking order be passed, after associating the petitioner therewith.

(AMAN CHAUDHARY)
JUDGE

14.02.2024
M.Kamra

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