

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

123

CWP-7709-2024
Date of decision: 05.04.2024

Nishan Singh
.....Petitioner
Versus

State of Punjab and others
...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. H.C. Arora, Advocate for the petitioner.

AMAN CHAUDHARY. J (Oral)

1. The prayer in the present Civil Writ Petition filed under Article 226 of the Constitution of India, is to issue a writ in the nature of mandamus, for directing the respondents to consider the case of the petitioner for regularization as JCB Driver.
2. Learned counsel would submit that the petitioner has been working for the last more than 16 years as JCB Driver. However, he has not been regularized, his grievance, at this stage, is of his particulars/data having not been uploaded on the portal of the department for the purpose of regularization in terms of Policy dated 16.05.2023. In this regard, a legal notice dated 13.01.2024, Annexure P-9, has been served upon the respondents, which has 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. Amarpreet Singh Bains, 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 the respondents to consider the legal notice dated 13.01.2024, Annexure P-9 and decide the same taking note of the pleas raised, within a period of two months and if found entitled, necessary benefit be granted to him forthwith.

(AMAN CHAUDHARY)
JUDGE

05.04.2024
Hemant

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