

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-11221-2022(O&M)
Date of decision : 05.03.2024

Anil Kumar

... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.S.K.Liberhan, Advocate
for the petitioner.

Ms.Rajni Gupta, Addl.A.G. Haryana.

VIKAS BAHL, J.(ORAL)

CM-2735-CWP-2024

1. This is an application under Article 226/227 read with Order 9 Rule 4 CPC for restoration of the writ petition.
2. For the reasons stated in the application, which is supported by an affidavit, the application is allowed and the order dated 08.02.2024 is recalled and the main case is ordered to be restored to its original number.

CWP-11221-2022

1. This is a civil writ petition filed under Article 226/227 of the Constitution of India for the issuance of a writ in the nature of mandamus directing respondent no.2 to allow the petitioner to appear in the Physical Measurement Test as well as in the selection process for the selection of Male Constable (General Duty).
2. Learned counsel for the petitioner has submitted that for the grievances raised by the petitioner, the petitioner had given a representation dated 29.12.2021(Annexure P-9) and at this stage, would be satisfied in

case the representation is considered by the competent authority of respondent no.2 in a time bound manner and if after considering the same, in case, the plea raised by the petitioner is found to be meritorious, then necessary relief be granted to the petitioner.

3. Learned State counsel has submitted that the competent authority of respondent no.2 would consider the said representation and decide the same within a period of two months from the date of the receipt of certified copy of the present order.

4. Keeping in view the above said facts and circumstances, the present petition is disposed of with a direction to the competent authority of respondent no.2 to consider the representation dated 29.12.2021 (Annexure P-9) of the petitioner and decide the same, in accordance with law, as expeditiously as possible, preferably within a period of two months from the date of the receipt of certified copy of the present order and in case, after considering the same, the plea of the petitioner is found to be meritorious, then necessary relief be granted to the petitioner and in case, the plea of the petitioner is not found to be meritorious, then a speaking order rejecting the same be passed within a period of two months from the date of the receipt of certified copy of the present order.

5. It is made clear that this Court has not opined on the merits of the case and the competent authority of respondent no.2 would consider and decide the representation independently, in accordance with law.

(VIKAS BAHL)

JUDGE

March 05, 2024

Davinder Kumar

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