



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

114

CWP-10593-2024
Date of Decision: 08.05.2024

SURESH KUMAR

..... Petitioner

VERSUS

UNION OF INDIA AND OTHERS

.... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

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

VINOD S. BHARDWAJ, J. (ORAL)

The instant petition has been instituted under Articles 226/227 of the Constitution of India, 1950 seeking issuance of a writ in the nature of Mandamus directing the respondents No.2-the Director General Armed Forces Medical Services, Ministry of Defence, New Delhi to consider the representation dated 26.12.2023 for taking departmental legal action against respondent No.3-Major (Mrs.) Suruchi Katiyar (Military Nursing Officer No. NS-23705Y) alongwith other public officers & doctors involved into the matter.

Learned counsel for the petitioner submits that the respondent No. 2 has not taken any action or decision upon the representation dated 26.12.2023 (Annexure P-1) submitted by the petitioner.

Notice of motion restricted to respondents No. 1 and 2 only at this stage.

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Ms. Neha Jain, Senior Panel Counsel appears and accepts notice on behalf of respondents No.1 and 2-Union of India.

Learned counsel for the petitioner, however, submits that at this juncture, he would be satisfied if respondents No.2-the Director General Armed Forces Medical Services, Ministry of Defence, New Delhi is directed to consider and decide the representation dated 26.12.2023 (Annexure P-1) in a time bound manner.

Learned counsel for the respondents No.1 and 2 does not oppose the prayer made by learned counsel for the petitioner.

Accordingly, in view of the above, with the consent of the parties and without commenting anything on the merits of the case, the present petition is disposed of while directing respondents No.2-the Director General Armed Forces Medical Services, Ministry of Defence, New Delhi to consider and decide the representation dated 26.12.2023 (Annexure P-1) by passing a reasoned and speaking order after affording an opportunity of hearing to the respective parties within a period of six months from the date of receipt of certified copy of this order.

Petition stands disposed of accordingly.

MAY 08, 2024*Vishal sharma***(VINOD S. BHARDWAJ)
JUDGE**

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