



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(115)

CWP No. 15470 of 2024
Date of Decision : 09.07.2024

Thaman Bhadur

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Janak Singh Bhinder, Advocate for the petitioner.
Mr. Arun Gupta, Deputy Advocate General, Punjab.

Harsimran Singh Sethi J. (Oral)

1. In the present petition, the grievance being raised by the petitioner is that keeping in view the order passed by this Court in CWP No. 4528 of 1997 titled as *Naginder Singh Vs. The State of Punjab and others*, decided on 24.09.2012 (Annexure P-11), the petitioner was entitled for regularization of his services with effect from the date he became entitled under the Policy dated 18.01.1995 and to grant him the consequential benefits, whereas, the petitioner's services have only been regularized prospectively from the year 2002 instead of 1994, which is causing prejudice to the petitioner.

2. Learned counsel for the petitioner submits that the respondents are under obligation to grant the petitioner benefit which has already been allowed to him.

3. Learned counsel for the petitioner submits that the petitioner



has already raised the said grievance in the legal notice dated 11.04.2023 (Annexure P-12) but the same is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a direction is issued to the respondents to decide the same by passing an appropriate speaking order in a time bound manner.

4. Notice of motion.

5. On the asking of the Court, Mr. Arun Gupta, learned Deputy Advocate General, Punjab, who is present in Court, accepts notice on behalf of the respondent-State and submits that in case, the legal notice dated 11.04.2023 (Annexure P-12) has been received in the office of the concerned authorities and the same is still pending consideration with the authorities concerned, the same will be decided by the competent authority within a period of eight weeks from the date of the receipt of certified copy of this order by passing an appropriate speaking order. Learned counsel further submits that in case, it is found feasible to accept the claim of the petitioner, the same will be accepted, otherwise due reasons will be mentioned for not accepting the claim of the petitioner in the speaking order to be passed, which will be conveyed to the petitioner.

6. Learned counsel for the petitioner submits that keeping in view the statement of learned State counsel, the present petition may kindly be disposed of having been not pressed any further.

7. Ordered accordingly.

July 09, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

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