

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

220-1

CWP-25345-2015 (O&M)
Date of decision: 05.04.2024

Inder Mohan Gupta

....Petitioner

Versus

State of Punjab and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Mohit Garg, Advocate for the petitioner

Mr. Charanpreet Singh, AAG Punjab

AMAN CHAUDHARY. J. (ORAL)

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 thereby directing the respondents to correct the date of regularisation of services of petitioner as 29.01.1991.
2. Learned counsel submits that the petitioner was appointed on short-term basis as a doctor on 28.01.1987 and continued as such, whereafter, his services were regularised vide order dated 16.09.1991, now stands retired on attaining the age of superannuation on 31.12.2021. He relies on the judgments passed by this Court in **Jagmohan Singh and Another vs. State of Punjab** in CWP-942-1988, decided on 31.10.2008, Annexure P-12, followed in **Dr. Rachan Lal Singla and Others vs. State of Punjab and Another** in CWP-3952-2011, decided on 04.03.2013, Annexure P-13, to contend that his service should have been regularised after rendering 1 year of service. He thus, at this stage, on instructions, submits that the petitioner would be satisfied, in case, a direction is given to the respondents to decide and consider the claim of the petitioner, in

terms of the aforesaid judgments in a time bound manner by granting him an opportunity of hearing.

3. Learned State counsel has no objection to the limited prayer made.

4. 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 and decide the claim of the petitioner taking note of the judgments referred to above as also the pleas raised within a period of 6 months and if found entitled, necessary benefits be granted to the petitioner forthwith. However, in the eventuality of the relief being denied, a speaking order be passed, after associating him therewith.

(AMAN CHAUDHARY)
JUDGE

05.04.2024

M.Kamra

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