



CWP-11630-2024

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IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-11630-2024

Date of decision : 18.05.2024

Mulkh Raj and others

... Petitioners

Versus

The State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.Sushil Saini, Advocate
for the petitioners.

Mr.T.P.S. Walia, AAG, Punjab.

VIKAS BAHL, J.(ORAL)

1. This is a civil writ petition filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing the respondents to promote the petitioners on the post of Senior Assistant from the post of Junior Assistant after the completion of the period of 18 years as Clerk /Junior Assistant along with all consequential benefits.

2. Learned counsel for the petitioners has submitted that for the grievances raised by the petitioners, the petitioners had given a legal notice dated 16.02.2024 (Annexure P-6) and at this stage, would be satisfied in case the said legal notice is considered by the competent authority of respondent no.1 in a time bound manner and if after considering the same,



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in case, the pleas raised by the petitioners are found to be meritorious, then necessary relief be granted to the petitioners.

3. Learned State counsel has submitted that the competent authority of respondent no.1 would consider the said legal notice and decide the same within a period of 6 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.1 to consider the legal notice 16.02.2024 (Annexure P-6) of the petitioners and decide the same, in accordance with law, as expeditiously as possible, preferably within a period of 6 months from the date of the receipt of certified copy of the present order and in case, after considering the same, the pleas of the petitioners are found to be meritorious, then necessary relief be granted to the petitioners and in case, the pleas of the petitioners are not found to be meritorious, then a speaking order rejecting the same be passed within a period of 6 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.1 would consider the legal notice and all the issues including delay and decide the same independently, in accordance with law.

(VIKAS BAHL)
JUDGE

May 18, 2024.
Davinder Kumar

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