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**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH**

CWP-23270-2024 (O&M)

Date of Decision: 09.12.2024

ESI Shyam Sunder

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE MAHABIR SINGH SINDHU

Present: None for the petitioner.

Mr. Kiran Pal Singh, AAG, Haryana.

MAHABIR SINGH SINDHU. J.

Present writ petition has been filed under Article 226 of the Constitution for issuance of a writ in the nature of mandamus directing the respondents to release the salary of petitioner for the month of August, 2024 and to grant earned leave for 60 days.

2. In response to the notice of motion, additional affidavit dated 07.12.2024 of Sh. Chander Mohan, IPS, Superintendent of Police, District Palwal has been filed on behalf of respondents No.1 to 4 and the same is taken on record. Copy be supplied to the opposite side during the course of the day. Registry to tag the same at appropriate place.

3. For reference, paragraph Nos. 2 & 3 of the affidavit read as under:-

“2. That the absence period of the petitioner from 06.08.2024 to 04.11.2024 (90 day) has been regularized as leaves of kind due i.e. earned leave on full pay vide this office order No.24131-34 dated 20.11.2024

3. That, resultantly, the salary of the petitioner has been released till 30.11.2024 including for the period from 06.08.2024 to 04.11.2024 (90 day) vide pay bill numbers 23000603-2024-25-11-



18-05 dated 27.11.2024, 23000603-2024-25-11-18-06 dated 27.11.2024, 23000603-2024-25-11-18-07 dated 28.11.2024 and 23000603-2024-25-12-18-01 dated 02.12.2024. The said salary for the period mentioned above has also been credited to the salary account of the petitioner.”

A perusal of the above extract reveals that absence period of the petitioner has been regularised as leaves of kind due i.e. earned leave on full pay and the salary for the relevant period has also been released in his favour.

- 4. In view of the above, present writ petition is disposed off.
- 5. Needless to say that if anything survives, petitioner would be at liberty to move an appropriate application for recalling of this order.

Pending application(s), if any, shall also stand disposed off.

09.12.2024
SN

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned : Yes/No
Whether Reportable: Yes/No