



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

126

CWP-30658-2024 (O&M)
Date of decision: 13.11.2024

Shiv Kumar

....Petitioner

Versus

State of Haryana and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Ram Karan Agnihotri, Advocate for the petitioner

AMAN CHAUDHARY, J. (ORAL)

1. The prayer made in the present petition is for directing the respondents to grant benefits in the form of 1st ACP w.e.f. August, 2013 instead of 01.01.2016 as also the 2nd ACP from August, 2013 as the same had not been from the said date on account of lodging of FIR, wherein though he was subsequently acquitted on 21.01.2016 and in the disciplinary proceedings, no punishment was awarded, as recorded in the order dated 17.05.2016, Annexure P-4, which is also reflected from order dated 15.11.2021 passed by Director State Transport, Haryana, directing the General Manager, Haryana Roadways, Yamunanagar to take action on the application regarding the ACP and inform the said office as well. However, the petitioner having heard nothing and regarding the same, a legal notice dated 22.03.2022, Annexure P-10, has been served upon respondents, but the same has yet not evoked any response. He thus, at this stage, on instructions from the petitioner prays that a direction is given to the respondents to decide the same in a time bound manner.

2. Notice of motion.

3. At the asking of the Court, Ms. Vibha Tewari, AAG Haryana accepts notice on behalf of the respondent-State and has no objection to the limited prayer made.

4. In view of the above and without commenting on the merits of the case, this petition is hereby disposed of with a direction to the respondents to decide the legal notice dated 22.03.2022, within a period of 3 months, which this Court has no reason to believe the authorities would not address in a just, fair and reasonable manner. Upon doing so, after notice and hearing offered to him and if found entitled, grant the benefit forthwith. Needless to say, if the orders are adverse to his interest, the same shall contain reasons and the petitioner shall be free to seek legal redress thereupon.

(AMAN CHAUDHARY)
JUDGE

13.11.2024
M.Kamra

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