

CWP-33766 of 2024

2024:PHHC:168176



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

CWP-33766 of 2024

Date of decision: 16.12.2024

Gurpreet Singh and others

.....Petitioners

Versus

Punjab State Power Corporation Ltd. and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: - Mr. Manmeet Singh Rana, Advocate,
for the petitioners.

Mr. H.S. Baidwan, Advocate,
for the respondents.

NAMIT KUMAR, J. (ORAL)

1. Prayer in this writ petition filed under Articles 226/227 of the Constitution of India, is for issuance of a writ in the nature of mandamus, directing the respondents to treat the petitioners as appointee in CRA No.276/2012 w.e.f. 05.03.2014 i.e. when their counterparts/batch-mates came to be appointed through common process of selection as granted to similarly situated employees vide order dated 11.01.2021 (Annexure P-4) and 24.02.2021 (Annexure P-5) qua the petitioners in view of orders dated 19.11.2020 (Annexure P-3) passed by this Court in CWP No.5288 of 2018, titled as “Sahil Bansal and others vs State of Punjab and others”, with a further prayer to grant all the consequential benefits of notional re-fixation of pay and increments and also the length of service after giving the deemed date of appointment w.e.f. 05.03.2014. Further a writ of mandamus has been



sought for directing respondent No.2 to decide the legal notice dated 20.09.2024 (Annexure P-7), which is pending consideration with respondent No.2.

2. Learned counsel for the petitioners submits that for claiming the benefit prayed for in the present writ petition, petitioners have served a legal notice dated 20.09.2024 (Annexure P-7) upon the respondents. However, neither the benefit as prayed has been granted to the petitioners nor the said legal notice has been replied to by the respondents. He submits that at this stage, petitioners would be satisfied, if the said legal notice is decided by passing a speaking order within a time bound frame.

3. Notice of motion.

4. Mr. H.S. Baidwan, Advocate, accepts notice on behalf of the respondents and has no objection to the innocuous prayer made by learned counsel for the petitioners.

5. I have heard learned counsel for the parties and have gone through the record of the case.

6. Without expressing any opinion on the merits of the case or the claim being made by the petitioners in the present petition, respondent No.2 is directed to consider and decide the claim made by the petitioners in the legal notice dated 20.09.2024 (Annexure P-7), in accordance with law, by passing a speaking order, within a period of 08 weeks, from the date of receipt of certified copy of this order. In case, the petitioners are found entitled, the necessary benefits be released to them within a period of 04 weeks thereafter. In case, the respondents



are of the opinion that the claim of the petitioners merits rejection the same be adjudicated upon by passing a speaking order after giving an opportunity of personal hearing to the petitioners within the time as stipulated hereinabove.

7. The petition stands disposed of.

16.12.2024
R.S.

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned

:

Yes/No

Whether Reportable

:

Yes/No