



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

125

CWP-8078-2026

Date of decision : 17.03.2026

Sat Paul

....Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Harinder Sharma, Advocate for the petitioner.

NAMIT KUMAR J. (Oral)

1. The present petition has been filed by the petitioner under Articles 226/227 of the Constitution of India, seeking issuance of a writ of mandamus, directing the respondents to take into consideration the cumulated 298 un-utilized earned leaves of the petitioner recorded in his service book (Annexure P-2), duly verified by the Senior Medical Officers (Drawing and Disbursing Officers) from time to time thereby counting the continuous uninterrupted ad-hoc/short term service period of the petitioner from 07.02.1989 to 06.02.1993 for the purpose of computing his total earned leaves for encashment in terms of Rule 8.116 of the Punjab Civil Services Rules, Vol-1, Part-1 and to make the payment of the balance of 91 un-utilized earned leaves over and above 207 earned leaves already paid in terms of Rule 8.21 of the abovesaid Rules and to pay the differential of such un-utilized earned leaves along with interest @ 12% per annum from the date of retirement of the petitioner on 31.07.2022 till actual payment. Further, seeking issuance of a writ of certiorari for quashing the leave account (Annexure P-3) prepared by respondent No.3, whereby the ad-hoc/short terms service period of the petitioner from 07.02.1989 to 06.02.1993 has been excluded and also to direct respondent No.3 to rectify the erroneous entry in the petitioner's leave account showing earned leave availed from 06.09.2001 to 30.09.2001, as no corresponding sanction order by respondent No.3 exists in the Service Book of the petitioner.



2. Learned counsel for the petitioner submits that for redressal of his grievances, the petitioner has also served legal notice dated 14.02.2025 (Annexure P-5) to the respondents which is still pending consideration. He further submits that at this stage, the petitioner would be satisfied, if appropriate directions are issued to the respondents to consider and decide the said legal notice, by passing a speaking order, in a time bound manner.

3. Notice of motion.

4. Mr. N.P.S. Hira, D.A.G., Punjab, accepts notice on behalf of the respondents-State. He has no objection to the innocuous prayer made by learned counsel for the petitioner.

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

6. Without going into the merits of the case at this stage, the present petition is disposed of with a direction to respondent No.2 to consider and decide legal notice dated 14.02.2025 (Annexure P-5) submitted by the petitioner expeditiously, by passing a speaking order after affording an opportunity of hearing to the petitioner, preferably within a period of 03 months from the date of receipt of certified copy of this order. Further, the decision taken thereon shall be conveyed to the petitioner. Needless to say, if the petitioner is found entitled to the relief sought, the same shall be granted to him within a period of 01 month thereafter.

17.03.2026

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(NAMIT KUMAR)
JUDGE

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