

In the High Court of Punjab and Haryana, Chandigarh.

CWP No. 6322 of 2007

Date of Decision: 30.4.2007

Naresh Kumar and another.

....Petitioners.

Versus

State of Punjab and others.

....Respondents.

Coram:- Hon'ble Mr.Justice J.S. Khehar.
Hon'ble Mr. Justice L.N. Mittal

Present: Mr. Vikram Bali, Advocate
for the petitioners.

...

J.S. Khehar, J. (Oral).

Learned counsel for the petitioners states, that the petitioners, in the first instance, were recruited as S.P.Os., and thereafter, appointed as Constables. However, at the time of their appointment as Constables, they were entitled to be given deemed date of enlistment as Constables in terms of the order passed by the Additional Director General of Police dated 25.1.2001 (Annexure P-5). Since the aforesaid benefit has not been extended to the petitioners, they are stated to have made representations dated 22.9.2005 and 24.1.2007 (Annexures P-1 and P-2 respectively), claiming seniority in the rank of Constables with effect their deemed date of enlistment, in terms of the order passed by the Additional Director General of Police dated 25.1.2001. However, no decision has been taken thereon till

date.

Learned counsel for the petitioners states, that the petitioners will be satisfied, if the instant writ petition is disposed of with a direction to respondent No.3 i.e. the Additional Director General of Police, PAP, Jalandhar Cantt., requiring him to consider the claim of the petitioners in terms of their representations dated 22.9.2005 and 24.1.2007.

In view of the above, without going into the merits of the claim raised by the petitioners, we consider it just and appropriate to dispose of the instant writ petition, by directing respondent No.3 i.e. the Additional Director General of Police, PAP, Jalandhar Cantt. to take a final decision on the representations dated 22.9.2005 and 24.1.2007 (Annexures P-1 and 2) by passing a well reasoned speaking order, within two months from the date of receipt of a certified copy of this order. It would be appreciated, if respondent No.3, while passing the aforesaid order, takes into consideration the earlier order passed on 25.1.2001 (Annexure P-5).

Disposed of accordingly.

Order dasti on payment of usual charges.

(J.S. Khehar)
Judge.

(L.N. Mittal)
Judge.

30.04.2007
sk.