

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

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CWP No.11667 of 2015

Date of Decision:16.07.2015

Gagandeep Sharma and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

- 1. Whether Reporters of local papers may be allowed to see the judgment?**
- 2. To be referred to the Reporters or not?**
- 3. Whether the judgment should be reported in the Digest?**

Present: Ms.Kriteka Sheokand, Advocate,
for the petitioners

ARUN PALLI , J.

A writ in the nature of mandamus is prayed for, to direct the respondents to remove the pay anomaly between senior and junior ETT teachers in Zila Prishad, Mansa, as that has come into being on account of implementation of ACP Scheme on completion of four years' service, as regards the persons, who happened to be junior to the petitioners. And a direction to the respondents is also prayed for, to step-up the pay of senior teachers, so as to bring them at par with the junior teachers in terms of Govt. Instructions dated 13.10.2014(Annexure P-4).

It is averred that the petitioners were appointed as teachers in the year 2006 and January 2007. They were extended the benefit under the ACP Scheme in the year 2010. Persons junior to the petitioners, who entered service in November 2007 were given

the benefit of ACP Scheme in November 2011, and that has resulted into fixation of pay of the juniors at a level higher than the petitioners.

It is maintained that prior to the institution of this petition, the petitioners had even represented to The Block Development & Panchayat Officers, Mansa, Jhunir, Sardulgarh and Budhladha, vide representation dated 28.01.2015 (Annexure P-7)(colly.). However, the same has failed to evoke any response. So much so, consequent to the instructions issued by the ADC, Sangrur, the similar anomaly as regards fixation of pay of seniors and juniors have since been removed by the BDPO, Sunam.

Learned counsel for the petitioners submits that, at this stage, let this petition be disposed of with a direction to respondent Nos.5 to 9, to consider and decide the representation of the petitioners, within a specified time.

That being so, and, without expressing any opinion on merits, the instant petition is disposed of with a direction to respondent Nos.5 to 9, to consider and decide the claim of the petitioners, as set out in their representation dated 28.01.2015 (Annexure P-7)(colly.), strictly, in accordance with law, within a period of three months, from the date of receipt of the certified copy of this order. Needless to assert, a comprehensive order shall be passed assigning reasons, in support of the decision arrived at.

16.07.2015

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(ARUN PALLI)
JUDGE