

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No. 20481 of 2015
Date of decision: 15.10.2015

Kiran Bala Jain

....Petitioner(s)

Versus

State of Punjab & others

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: Mr.Surinder Gaur, Advocate, for the petitioner.

G.S.SANDHAWALIA, J. (Oral)

Prayer in the present writ petition is for granting the benefit of notional pay fixation to the petitioner from the date it became due, vide the judgment of this Court in CWP No.10167 of 2000 decided on 08.08.2013. Consequential relief to the petitioner from 24.04.2014 is also prayed for.

It is the case of the petitioner that she had filed CWP No.10167 of 2000, which came up for hearing along with CWP No.5457 of 1999 titled *Sandeep Kumari & others Vs. State of Punjab & others* (Annexure P1). In the said writ petition, it has been specifically mentioned that the petitioners were entitled to be appointed on the selected post, subject to their placement in the merit list and they were also to be given seniority and notional promotion from the due date. Due to the non-compliance of the said order, the petitioner had filed COCP No.303 of 2014 and the appointment order was issued on 24.04.2014 and the petitioner was appointed as S.S. Mistress at Government Secondary School, Biron-Ke-Kalan, Mansa. It is submitted that the notional pay benefits have not been granted to the petitioner, as directed by the Division Bench of this Court, inspite of the legal notice dated 08.07.2015 (Annexure P4) having been served.

Counsel for the petitioner submits that he would be satisfied if a time-bound direction is given to the respondents to take appropriate steps to dispose of the legal notice dated 08.07.2015 (Annexure P4) filed by the petitioner.

Without commenting upon the merits of the case and without calling upon the respondents, keeping in view the limited relief sought, the present writ petition is disposed of, with a direction to respondent No.2 to take appropriate action on the legal notice dated 08.07.2015 (Annexure P4), within a period of one month. In case the amounts are found due, the petitioner shall be given the consequential benefits within a period of 2 months, thereafter. Needless to say that if the relief is to be denied, reasons are to follow.

15.10.2015
sailesh

(G.S. SANDHAWALIA)
JUDGE