

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP No. 2297 of 2015(O&M)

Date of decision:11.02.2015

Layak Ram and anr.

..... Petitioners

Versus

Punjab School Education Board and anr.

.... Respondents

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CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: - Mr.D.S. Rawat, Advocate
for the petitioner.

HARINDER SINGH SIDHU,J (Oral)

The present writ petition has been filed for seeking directions to the respondent No.2 to step up the pay of the petitioners (Senior General Category Employee, Seniority Nos. 153 and 154) at par with their junior Scheduled Caste category employee, namely Gurmail Singh son of Ram Ditta (Seniority No. 155) in accordance with the law as laid down by this Court in Civil Writ Petition No. 5956 of 2008 titled as “**Charan Dass vs. State of Haryana**”

Learned counsel for the petitioners submits that legal notice dated 07.10.2014 (Annexure P3) has been served upon the respondents for redressal of grievance, but to no avail.

Counsel submits that he would be satisfied if a time bound direction is given to the respondent No.2 to take action on the above said legal notice.

After hearing counsel for the petitioners and in view of the facts summarized above, this Court is of the opinion that no useful purpose would be served if notice of motion is issued upon the respondents to call upon them to file the reply in view of the limited relief which the petitioner is seeking.

Accordingly, the present writ petition is disposed of with a direction to respondent No.2 to take into consideration legal notice dated 07.10.2014 (Annexure P3) and pass necessary orders thereon within a period of three months from the date of receipt of a certified copy of this order. In case the petitioners are found entitled for his claim, the amount be disbursed to them within a period of one month thereafter. It is made clear that the payment of arrears on account of re-fixation of their salary be restricted to a period of 3 years from the date the legal notice was served by them i.e. 07.10.2014. In case relief is to be denied to the petitioners, a speaking order be passed which shall be communicated to the petitioners within the aforesaid period.

11.02.2015
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(HARINDER SINGH SIDHU)
JUDGE