

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

CWP No.316 of 2015
Date of decision: 9.1.2015

Krishan Partap Singh and others

... Petitioners

versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH.

Present: Mr.O.P.Gabba, Advocate,
for the petitioners.

...

AMOL RATTAN SINGH, J. (Oral)

Learned counsel for the petitioners submits that in respect of the relief claimed in the present petition, which is for grant of pay scales in terms of the judgment in a bunch of petitions, the lead case being CWP No.2605 of 1998 (R.K.Aggarwal and others vs. State of Punjab and others), decided on 2.7.2014 (Annexure P-4), a legal notice has been served upon the respondents, on 14.11.2014, a copy of which has been annexed as Annexure P-1 with the petition, and, at this stage, he would be satisfied if a direction is issued to the respondents to take a decision on the aforesaid legal notice within a specified period.

Consequently, this petition is disposed of with a direction to the competent authority amongst the respondents, to take a decision on the aforesaid legal notice, by passing a speaking order, within a period of two months from the date of receipt of a certified copy of this order. The speaking order would be passed by taking into account the judgment passed by a coordinate Bench of this court in the aforesaid writ petition, i.e.

R.K.Aggarwal and others, and, obviously, subject to the orders in any appeal which may have been filed against the said judgment, as is stated in the letter dated 11.12.2014 (Annexure P-5).

In case the relief sought in this petition, or any part thereof, is found due to the petitioners in terms of the aforesaid judgment, the same shall be released to them, within a period of three months thereafter. However, since the petitioners in the aforesaid bunch of cases decided on 2.7.2014, approached this court in 1997 and 1998 (and some in 2004), the arrears of any dues found payable to the petitioners, would be restricted to 38 months prior to the date of filing of the present writ petition.

If for any legally valid reasons, the relief sought by the petitioners, or any part thereof, is not found due, detailed reasons for the same shall be given in the speaking order to be passed.

9.1.2015
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(AMOL RATTAN SINGH)
JUDGE