

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

CWP No.7193 of 2015
Date of decision: 21.04.2015

Mohan Lal

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Vijay Lath, Advocate, for the petitioner.

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?

ARUN PALLI J. (Oral)

Writ in the nature of mandamus is prayed for so as to direct the respondents to notionally re-fix the pay of the petitioner by extending him the benefit of third proficiency step up and grade pay for having discharged the duties of Sub Treasury Officer. It is averred that the petitioner was appointed as Clerk on ad hoc basis on 26.07.1982 (Annexure P1) and his services were regularized w.e.f. 01.04.1985. He was promoted as Senior Assistant on 28.12.2006 (Annexure P6). While in service, he also served as Sub Treasury Officer from time to time pursuant to the orders passed by the respondents and eventually retired on attaining the age of superannuation on 30.06.2013. It is maintained that one Rakesh Kumar, who joined the services on 02.09.1983, was afforded three proficiency step ups, whereas the petitioner

despite being senior to him was given only two proficiency step ups. That being so, respondents were even served upon a legal notice dated 14.06.2013 (Annexure P8). But to no avail. And even prior to the institution of this petition, petitioner represented to the respondents vide representation dated 17.06.2014 (Annexure P9), but that too has failed to evoke any response.

Learned counsel for the petitioner submits that, at this stage, let this petition be disposed of only with a direction to the respondents to consider and decide the representation of the petitioner within a specified time.

That being so, and without expressing any opinion on merits, this petition is disposed of with a direction to the respondents to consider and decide the claim of the petitioner, as set out in his representation dated 17.06.2014 (Annexure P9), strictly in accordance with law, within a period of 3 months from the receipt of certified copy of this order. Needless to assert, a comprehensive order shall be passed, assigning reasons in support of the decision arrived at.

April 21, 2015
Rajan

(Arun Palli)
Judge