

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

CWP No. 22373 of 2016

Date of Decision:- 26.10.2016

Ujagar Singh

....Petitioner

vs.

State of Punjab and others

....Respondents

CORAM:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. S.K. Rattan, Advocate,
for the petitioner.

DAYA CHAUDHARY, J. (Oral)

The prayer in the present petition is for issuance of a writ in the nature of Mandamus directing the respondents to revise the pay-scale of the petitioner w.e.f. 1.11.1971 instead of 16.7.1975.

Learned counsel for the petitioner submits that the benefit be granted to the petitioner in view of law laid down by this Court in CWP No. 2208 of 1989 titled as **Lekh Raj Khera and others vs. State of Punjab and another**, decided on 24.3.2009 (Annexure P-5), as the same benefit has been granted to other similarly situated employees. Learned counsel further submits that the petitioner has also served upon a legal notice dated 20.04.2016 (Annexure P-8) but no action has been taken thereupon so far. He submits that the petitioner would be satisfied in case directions are issued by this Court to decide the legal notice dated 20.4.2016 (Annexure P-8) in terms of judgment passed in **Lekh Raj Khera's case** (supra).

In view of submissions made by learned counsel for the

petitioner and without commenting anything on the merits of the case, the present petition is disposed of with a direction to respondent No.3 to consider the legal notice dated 20.4.2016 (Annexure P-8) in view of judgment passed by this Court in Lekh Raj Khera's case (supra) (Annexure P-5) as well as Annexures P-6 and P-7 and pass necessary orders in accordance with law within a period of three months from the date of receipt of certified copy of the order. In case, the petitioner is held entitled for the relief sought in the legal notice (Annexure P-8), the same be granted to him within a period of three months thereafter. In case, the petitioner is still aggrieved in any manner, he is at liberty to avail the appropriate remedy available to him.

Writ petition stands disposed of accordingly.

October 26, 2016
poonam

(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No