

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Civil Writ Petition No.3887 of 2016

Date of decision: 26.2.2016

Talwinder Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

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

Present: Mr. Prateek Pandit, Advocate for the petitioner.

G.S.SANDHAWALIA, J. (Oral)

The petitioner seeks refixation of his pay after granting him regular pay scale on the post of Statistical Analyst with effect from 3.12.2012 i.e. the date from which the services of the petitioner have been regularised.

The case of the petitioner is that he was regularised on 3.12.2012 (Annexure P/2) after completing three years of service. However, financial benefits have not accrued to him and he continues to be paid as per contractual terms.

Counsel for the petitioner submits that legal notice dated 18.11.2015 (Annexure P/4) in this regard has already been served upon the respondents which is still pending consideration and he would be satisfied if a direction is issued to respondent no.2 to decide the said legal notice within some fixed time frame.

Keeping in view the limited relief sought by the petitioner, this Court is of the opinion that there is no requirement of calling for any reply on behalf of the respondent.

Accordingly, without commenting upon the merits of the case, the present writ petition is disposed of with a direction to respondent no.2 to take into consideration the said legal notice dated 18.11.2015 (Annexure

P/4) and pass an appropriate order in accordance with law within a period of two months from the date of receipt of a certified copy of this order. In case the petitioner is found entitled for the said benefit, the financial benefits be paid to him within one month thereafter. In case any adverse order is to be passed then a reasoned order be passed by the said respondent and be conveyed to the petitioner.

The present writ petition is disposed off with the aforesaid directions.

February 26, 2016
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(G.S.SANDHAWALIA)
Judge