

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Civil Writ Petition No.931 of 2016

Date of decision: 18.1.2016

Jaspinder Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

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

Present: Mr. Sharwan Sehgal, Advocate for the petitioner.

G.S.SANDHAWALIA, J. (Oral)

The petitioner seeks a direction for payment of pay scale of ₹ 160-400/- which was revised from time to time with effect from the date of his appointment and payment of arrears from 15.2.2010 along with interest.

It is case of the petitioner that he was appointed as Pump Operator in Municipal Corporation, Ludhiana with effect from 22.10.2001 in the pay scale of ₹ 3120/- as basic pay which was revised from 15.2.2010 in the scale of ₹ 140-300/- with effect from the date of his appointment. A representation had been submitted that he be given the same pay scale as per recommendations of the 1st Pay Commission and resolution dated 18.9.2015 (Annexure P/2) has been passed by the respondent-Corporation in his favour but it was not implemented. Legal notice dated 19.10.2015 (Annexure P/4) has been served upon the respondents but no action is being taken.

Counsel for the petitioner submits that he would be satisfied if a direction is issued to respondent no.2 to decide the said legal notice dated 19.10.2015 (Annexure P/4) within some fixed time frame.

Notice of motion.

Mr. Avinit Awasthi, Assistant Advocate General, Punjab accepts notice on behalf of respondents no.1 and 2. Copies of the writ

petition have been supplied to him.

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 State.

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 19.10.2015 (Annexure P/4) and pass an appropriate order in accordance with law within a period of three 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 be him within two months 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.

January 18, 2016
Pka

(G.S.SANDHAWALIA)
Judge