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

Civil Writ Petition No.16415 of 2011

Date of decision: 27.07.2017

Ram Narian and others

...Petitioners

Versus

State of Haryana and others

...Respondents

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

Present: Mr. Lekh Raj Nandal, Advocate for
Ms. Sunita Nandal, Advocate for the petitioners.

Ms. Shruti Jain Goyal, Assistant Advocate General, Haryana

G.S.SANDHAWALIA, J. (Oral)

The petitioners seek restoration of benefit of one increment granted on every three increments in the pay fixation as earlier fixed in terms of provision of third proviso of Rule 15 of the Haryana Civil Services which had been withdrawn in pursuance to letter dated 22.8.2003 (Annexure P/1).

On 20.1.2015, it has been noticed that the above said instructions dated 22.8.2003 (Annexure P/1) were quashed in Civil Writ Petition No.18601 of 2006-Om Parkash and others Vs. State of Haryana and others on 10.4.2008. Resultantly, it was directed that the State would seek instructions as to whether the petitioners are entitled to any relief in pursuance to quashing of the said instructions.

An affidavit dated 31.8.2015 of Dr. Krishan Kumar, District Malaria Officer, Bhiwani has been filed wherein it has been averred that pay of the petitioners has been refixed under 3rd Proviso of Rule 7 of

Haryana Civil Services (Revised Pay) which is more beneficial to the employee and Rule 15 of Haryana Civil Services (ACP) Rules, 1998 and as per latest instructions dated 20.8.2009 and 27.7.2010 (Annexures R/12 and R/13 respectively). The office orders dated 19.8.2015 whereby pay of the petitioners have been refixed have been appended as Annexures R-1 to R-11.

In such circumstances, the present writ petition is disposed of as having been rendered infructuous. However, the petitioners are given liberty to challenge the orders dated 19.8.2015 in case they are not satisfied with the same or to approach the authorities concerned for redressal of their grievance.

July 27, 2017
Pka

(G.S.SANDHAWALIA)
Judge

Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No