

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

IOIN CWP No.14431 of 2015

Date of Decision:14.03.2017

Udesh Kumar

... Petitioner

Vs.

Union of India and others

... Respondents

CORAM : HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present : None for the petitioner.

Mr. Vivek Chauhan, Advocate for the respondents.

P.B. BAJANTHRI J. (Oral)

This is an application for correction in the order dated 15.11.2016.

It is submitted that Annexures R-1 to R-5 are wrongly mentioned as Annexures P-1 to P-5 in the order dated 15.11.2016.

Accordingly, Annexures P-1 to P-5 be read as Annexures R-1 to R-5 in the order dated 15.11.2016.

Main case

In the present petition, the petitioner has sought for following relief:

“i) issue a writ in the nature of mandamus, directing the respondents to consider the petitioner for grant of temporary status and regularization alongwith all benefits as mentioned under the “Casual Labourers” (grant of temporary status and regularization) Scheme issued by the Government of India dated 10.09.1993 (Annexure P-6) and in view of the law settled by the Hon'ble High Court vide (Annexure P-7) which was upheld by the Division Bench as well as by the Hon'ble

Supreme Court and further order implemented by the department vide (Annexure P-8) dated 19.1.2011 and also to place the petitioner in minimum regular pay scale meant for the post of Driver and grant minimum regular pay scale under the Principle of “equal pay for equal work” and to release the arrears of pay w.e.f. May, 2005 till date in view of the law laid down by the Hon'ble Supreme Court in SLP No.CC29-32 of 2011 filed by the respondent department titled as “Union of India and others v. Ram Avtar and others' decided vide order dated 14.1.2011 (Annexure P-10) and to place the petitioner in pay Bank PB-I with grade pay of Rs.1800 w.e.f. 1.1.2006 as per Govt. of India Ministry of Personnel, Public Grievances and Pension (Department of Personnel and Training) Letter dated 23.1.2012 (Annexure P-2).”

In this regard, the petitioner has sent a legal notice dated 1.10.2013. Concerned respondent is yet to take a decision.

Accordingly, concerned respondent is directed to decide the grievance of the petitioner sought in the present petition treating this petition as representation and consider the same by passing a speaking order within a period of three months from today.

Petition stands disposed of.

14.03.2017
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned **Yes/No**

Whether reportable **Yes/No**