

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

**118**

**CWP No.12870 of 2017**

**Date of Decision: July 10, 2017**

Sham Sunder and others

....Petitioners

vs.

State of Punjab and others

....Respondents

**CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA**

Present: Mr. Surya Parkash, Advocate  
for the petitioners.

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**TEJINDER SINGH DHINDSA, J. (Oral)**

Pleadings on record would show that the petitioners are serving on different posts i.e. Private Secretary, Personal Assistant, Senior Assistant, Junior Accounts Executive, Senior Assistant (Accounts), Receptionist, Junior Assistant, Clerk, Technician, Peon and Driver, under the Department of Science, Technology & Environment, State of Punjab.

Claim set up in the instant petition is for issuance of directions to the respondents to release to the petitioners the revised Secretariat Allowance/Special Pay/Special Allowance. As per counsel, such claim is admissible to the petitioners under Clause 7.3 read with Clause 7.14 of the Service Byelaws at Annexure P-2. Counsel asserts that grant of the benefit claimed for, already stands approved by the Competent Authority i.e. the

Personnel Committee & Executive Committee of the employer council and yet the requisite benefits have not been released.

Without even ascertaining the correctness of the averments made in the petition and without making any observations on the merits of the claim set up, I deem it appropriate to dispose of the instant petition in terms of granting liberty to the petitioners to approach respondents No.1 & 2/ Competent Authority by way of filing of comprehensive representation. In the eventuality of any such representation being preferred, the Competent Authority would be obligated to consider the same in accordance with law and to thereafter take a final decision by passing a speaking order within a period of four months from the date of receipt of certified copy of this order.

Disposed of.

**(TEJINDER SINGH DHINDSA)**  
**JUDGE**

10.07.2017

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**Whether speaking/reasoned :** **Yes/No**  
**Whether reportable :** **Yes/No**