

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

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CWP No.18872 of 2017

Date of decision: 24.08.2017

Randhir Singh

....Petitioner

Versus

Chief Administrator, HUDA & others

...Respondents

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

Present: Mr.Ashok Tyagi, Advocate, for the petitioner.

G.S. SANDHAWALIA, J. (Oral)

Petitioner seeks a direction to the respondents, under Article 226 of the Constitution of India, to remove the anomaly in the pay and fix the same at par with his junior, namely, Shri Surender Yadav, Peon.

It is the case of the petitioner that he was appointed as a Baildar on 05.09.1977 and promoted as Peon on 16.11.1979. He was subsequently promoted as a Clerk on 30.04.1999 but on account of not passing the type-test, he was reverted back to the post of Peon. His grouse in principal is that he is drawing the basic pay of Rs.29,700/- (Annexure P-4) whereas his junior- Surender Yadav is drawing basic salary of Rs.33,100/- (Annexure P-5) as he has joined in September, 1997 and thus, the petitioner seeks parity with his junior and the payment of the due arrears.

Counsel submits that a representation dated 08.03.2016 (Annexure P-6) has been filed with respondent No.4 for correction of his salary. Similarly, detailed representation dated 11.04.2017 (Annexure P-7) was also addressed to the respondents, including respondent No.1, giving the necessary details. Counsel, accordingly, submits that the petitioner would be satisfied, at this stage, if the same are decided within a fixed time-frame.

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Keeping in view the limited relief claimed, this Court is of the opinion that no useful purpose would be served by calling upon the respondents, as the decision making is still to be completed.

Accordingly, without commenting upon the merits of the case or the entitlement of the petitioner, the present writ petition is disposed of, directing respondent No.1 to decide the representation dated 11.04.2017 (Annexure P-7), within a period of 4 months. In case the relief is to be denied, a reasoned order be passed and communicated to the petitioner.

24.08.2017
Sailesh

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned: *Yes/No*

Whether Reportable: *Yes/No*