

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

CWP No.24735 of 2016 (O&M)

Date of Decision: 19.01.2017

Sohan Lal and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. R.K. Arya, Advocate
for the petitioners.

Mr. R.S. Sidhu, DAG Punjab.

JAISHREE THAKUR, J. (Oral)

Learned counsel for the petitioners submitted that similarly situated employees have been granted benefit of salary to the higher pay scale to the post of Junior Engineer for the period they have worked on the said post, whereas, the petitioners herein have not been granted the same benefit. Similar writ petitions bearing Civil Writ Petition No.11849 of 2016 titled as '***Balwinder Kumar and others vs. State of Punjab and others***' and Civil Writ Petition No.18053 of 2016 titled as '***Prem Parkash and others vs. State of Punjab and others***', were filed in this court and the same were disposed of with the directions to respondent no.2 to consider the claim of

the petitioners in the ratio of the judgment rendered in Civil Writ Petition No.10529 of 2011 titled as '*Basant Singh and others vs. The State of Punjab and others*'.

Learned counsel for the petitioners submits that a legal notice dated 05.04.2016 (Annexure P-6) has already been served upon respondents No.1 and 2, however, the same has not been decided so far.

Learned counsel for the respondents-State seeks some time to file reply.

However, in writ petitions where similarly situated persons, who approached the court, a direction has been issued to the respondents to consider the claim of the petitioners, a similar direction is being issued herein.

The present petition is hereby disposed of with the directions to the respondents to consider the claim of the petitioners, as made out in the legal notice dated 05.04.2016, in view of the ratio of judgments as mentioned therein. In case, the petitioners are found entitled to the relief, the same be granted to them within a period of two months thereafter. In case any adverse order is passed, the petitioners are always at liberty to avail remedy, in accordance with law.

January 19, 2017
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No