

CWP No. 22707 of 2017

DECIDED ON: NOVEMBER 15, 2017

GURCHARAN SINGH AND OTHERS

.....PETITIONERS

VERSUS

STATE OF PUNJAB AND ANOTHER

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Vikas Chatrath, Advocate
for the petitioners.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Articles 226/227 of the Constitution of India, petitioners have sought the issuance of writ especially in the nature of mandamus directing the respondents to grant the benefit of judgment rendered in Civil Appeal No. 1549 of 2011, titled as State of Punjab & another vs. Dharam Pal, decided on September 05, 2017 (P-10) and notification dated December 14, 2006 (P-9) as well as memo dated April 23, 2012 (P-2) by granting them arrears of salary/emoluments in higher pay scale on account of discharging duties of higher posts and re-fix their pay, especially in terms of Government instructions dated July 20, 2011 (P-1) and April 23, 2012 (p-2) and also keeping in view the fact that similarly situated persons have been extended the similar relief as claimed by the petitioners vide orders dated April

11, 2013, June 06, 2013 and January 19, 2014 (P-4, P-5 and P-7) along-with all consequential benefits.

2. At the very outset, it has been submitted by learned counsel for the petitioners that he feels satisfied in case a direction is issued to the respondents to consider and decide the legal notice dated December 27, 2016 (P-3), within a stipulated period.

3. Accordingly, instant petition is disposed of with a direction to respondents to look into the grievances unfolded by the petitioners in the legal notice (P-3) and to decide the same in accordance with law as well as keeping in view of the instructions Annexures P-1 and 2 and judgment rendered by Hon'ble Apex Court in Civil Appeal No. 1549 of 2011, titled as The State of Punjab and another vs. Dharam Pal, decided on September 05, 2017 (P-10), within a period of three months from the date of receipt of certified copy of this order.

4. However, if the petitioners still feel aggrieved of the order passed by the concerned authority, they shall be at liberty to approach this Court.

NOVEMBER 15, 2017
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(JASPAL SINGH)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>