

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

Sr. No.215-b

Civil Writ Petition No.10708 of 2016
DECIDED ON: March 06, 2018

VIJAY LAXMI AND OTHERS

..PETITIONERS

VERSUS

STATE OF HARYANA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Vikas Chatrath, Advocate with
Mr. Aditya Pandey, Advocate and
Ms. Shalini Verma, Advocate,
for the petitioners.

Mr. R.K.S. Brar, Additional Advocate General, Haryana.

JASPAL SINGH, J. (ORAL)

Challenge in this writ petition is to the order dated December 23, 2015 (P-20), whereby the relief granted to the petitioners at par with one Surinder Kaur has been withdrawn.

2. A close scrutiny of the documents available on record transpires that while filing reply to the show cause notice issued by the respondents in connection with the withdrawal of the benefit accorded to the petitioners at par with Surinder Kaur, a specific reference was given by the petitioners with regard to one Santosh Rani, who as per the case projected by the learned counsel for the petitioners also belonged to District Ambala but shifted to Yamuna Nagar after bifurcation of District Ambala. However, at the time of passing of the impugned order dated December 23,

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2015 (P-20), aforesaid aspects were not considered by the respondents and no decision was also taken in this regard, yet, benefit earlier accorded to the petitioners at par with Surinder Kaur was withdrawn. Thus, impugned order being cryptic and non-speaking is liable to be quashed and is ordered accordingly.

3. In the light of the above said aspects, instant petition is disposed of with the direction to the respondents to re-consider the case of the petitioners in the light of the fact that Santosh Rani (who is junior to the petitioners) has already been granted accelerated promotion after catching up as Head Teacher, whereas the petitioners have not been granted the said benefit at par with her. The necessary exercise will be done by the respondents within a period of three months from the date of receipt of a certified copy of this order. If the concerned authorities come to conclusion that the petitioners are entitled to the benefit claimed through the instant petition, same shall be released and disbursed to them within next 45 days. In case of non compliance of this order, petitioners shall be at liberty to approach this Court.

4. No order as to costs.

March 06, 2018

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**