

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

**CWP No. 18344 of 2015
Date of decision: 18.4.2018**

Ashok Kumar

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Vipul Dharmani, Advocate,
for the petitioner.

Mr. Siddharth Sanwaria, DAG, Hayana.

ARUN PALLI, J. (Oral)

Learned counsel for the petitioner submits that during the pendency of this petition, the issue as regards fixation of pay on promotion under Rule 13 of the HCS (RP) Rules, 2008, equal to entry pay as prescribed in FD's letter No. 1/83/2008-2PR (FD) dated 16.12.2010, for direct recruit, has since been determined. And, pursuant to an order dated 21.11.2017, it is resolved that in all those cases, where promotion involves change in the pay band, after adding increment, and such pay is less than the entry pay of the higher pay band, to which promotion is taking place, pay in the pay band will be stepped-up to such entry pay. He has produced a copy of the said order, which is taken on record as Mark A.

CWP No. 18344 of 2015

-2-

The factual position, as set out above, is not disputed by learned counsel for the respondents, who rather fairly submits that claim of the petitioner shall be re-examined in the wake of the order dated 21.11.2017, as indicated above. And appropriate orders, in accordance with law, shall be passed within a period of four weeks from today.

The petition is accordingly disposed of, in the above terms. This Court is sanguine that in the event, the petitioner is found suitable/entitled to the relief claimed for, the arrears in this regard shall be disbursed within reasonable time, preferably within a further period of three months from the date of the decision that shall be taken by the respondent authorities. And, on the contrary, if for any reason, the claim of the petitioner is declined, the authority shall pass a comprehensive order, assigning reasons in support thereof.

18.4.2018
AK Sharma

Whether speaking / reasoned:
Whether Reportable:

(ARUN PALLI)
JUDGE

YES
NO