

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

Civil Writ Petition No.1624 of 2018

Date of Decision:25.01.2018

Mukesh

.....Petitioner.

Vs.

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr.Yesh Paal Malik, Advocate for the petitioner.

RAJIV NARAIN RAINA J. (ORAL)

Petitioner claims parity with the pay scales of Assistant Security Officer, as applicable to similarly placed persons of Pt. B.D.Sharma, PGIMS. Rohtak.

The petitioner was appointed as Assistant Security Officer in the year 2013 in B.P.S. Govt. Medical College for Women, Khanpur Kalan, District Sonapat. The petitioner received information under the Right to Information Act, 2005 that the pay scale of Assistant Security Officer in Pt. B.D.Sharma, PGIMS. Rohtak, College is higher than that of B.P.S. Govt. Medical College for Women, Khanpur Kalan, District Sonapat. He has raised his grievance by representations dated 15.12.2015(Annexure P-4), 18.04.2017 (Annexure P-5) and lastly by legal notice dated 30.09.2017(Annexure P-6). Copies of the same are placed on the file.

Mr.Malik, relies upon to Govt. notification dated 02.09.2011 (Annexure P-2) to contend that the process of selection to the post by suitable candidates as against 50% total sanctioned posts of office staff and para medical staff in B.P.S. Medical College for Women Khanpur, Kalan was prescribed to be carried out by the Selection Committee in accordance with the Rules of the PGMIS, Rohtak, which was duly followed and accordingly, parity of treatment is claimed by the petitioner.

Since the view of the administration is not known, it will serve no useful purpose to judicially review the case without any order or writing by a competent authority.

In view of the above, this petition is disposed of with a direction to respondent No.3 to consider and decide the legal notice of the petitioner after affording him an opportunity of hearing and pass a reasoned order within a period of three months from the date of receipt of a certified copy of this order determining the rights of the petitioner to pay scale/pay at par with the counterparts in Pt. B.D.Sharma, PGIMS. Rohtak.

(RAJIV NARAIN RAINA)
JUDGE

25.01.2018
Anjal

Whether speaking/reasoned? Yes/No

Whether reportable? Yes/No