

**CWP No.18270 of 2018
DECIDED ON: JULY 26, 2018**

RAN SINGH YADAV AND OTHERS

.....PETITIONERS

VERSUS

STATE OF HARYANA & ORS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. B.S. Mittal, Advocate
for the petitioners.

JASPAL SINGH, J (ORAL)

Through the instant civil writ petition, preferred under Articles 226/227 of the Constitution of India, petitioners have sought the issuance of a writ in the nature of Mandamus directing the respondents to re-fix their pay in view of judgments passed by this Court in CWP No. 5563-A/1989, titled as “Nitya Nand vs. State of Haryana and others”; decided on 23.04.1990 and CWP No. 16084/1997 titled as Dharm Pal Singh vs. State of Haryana; decided on 27.07.2000 (P-5), and similarly rights in question in judgment dated 08.12.2015 order passed by the Hon'ble Apex Court in SLP No. 8661 of 2009 vide which SLP filed by the State of Haryana has been dismissed (P-6).

2. Learned counsel for the petitioners contends that though legal notice dated 07.04.2018 (P-9) was duly served upon the respondents but till date neither any reply to the afore-said notice has been received nor any conscious decision has been taken by the respondents. He further submits that he feels

satisfied in case a direction is issued to respondents to consider and decide the afore-said legal notice dated 07.04.2018 (P-9) in a time bound manner.

3. Instant petition is disposed of with a direction to respondents particularly to respondent No.2 to look into the grievances unfolded by the petitioners in their legal notice dated 07.04.2018 (P-9) and to take a conscious decision by passing a speaking order considering all the facts narrated in the aforesaid legal notice within a period of three months from the date of receipt of a certified copy of this order.

4. However, if petitioners still feels aggrieved by any of the orders passed by the aforesaid authority, they shall be at liberty to have recourse to other remedies available under the law including to approach this Court.

JULY 26, 2018
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned ***Yes/No***
Whether reportable ***Yes/No***