

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

**CWP No.18311 of 2018
DECIDED ON: JULY 26, 2018**

BABU RAM GUPTA AND ORS

.....PETITIONERS

VERSUS

STATE OF HARYANA AND ORS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Sandeep Goyal, Advocate
 for the petitioners.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Article 226/227 of the Constitution of India, petitioners have sought issuance of a writ in the nature certiorari to quash the impugned action of the respondents, whereby, despite the order dated 20.02.2017 passed by this Court in CWP No. 9347 of 2016 titled as Jagat Singh & Ors vs. State of Haryana & Ors (P-8), the benefit of selection grade of ₹7500-12000/- has been granted to them w.e.f. Dates mentioned in table instead of 01.01.1996 for the post of Lecturer as per the Government of Haryana letter dated 12.12.2000 (P-1) vide which the Headmaster of Govt. High Schools and 20% cadre posts of lecturers have been granted selection grade w.e.f. 01.08.2000; but now, the headmaster have been granted the pay scale of ₹7500-12000/-w.e.f. 01.01.1996 instead of 01.08.2000 in compliance with the direction given by this Court in CWP No. 8082 of 2001 titled as R.K. Verma & Ors vs. State of Haryana and another, allowed on 01.12.2010 (P-2), LPA No. 951 of 2011 titled as State of Haryana & others vs. R.K. Verma & ors,

dismissed on 31.10.2012 (P-3), SLP of the State of Haryana dismissed on 01.11.2013 and even in the review petition also dismissed by the Hon'ble Apex Court on 02.12.2014 and the issue already settled that the pay anomaly has to be removed from the date of inception with further prayer to issue a writ in the nature of mandamus directing the respondents to grant them the benefit of selection grade w.e.f. 01.01.1996 instead of date from when the benefit was given with all consequential benefits.

2. The contention of learned counsel for the petitioners is that though a legal notice dated 26.04.2018 (P-6) 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. He further submits that petitioners feel satisfied in case a direction is issued to respondents to consider and decide the aforesaid legal notice, within a stipulated period.

3. Accordingly, the instant petition is disposed of with the direction to respondents particularly to respondent No.2 to look into the grievances unfolded by the petitioners in their legal notice dated 26.04.2018 (P-6) and take a conscious decision in accordance with law, rules and regulations, 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 against any of the order(s) passed by the concerned authority, they shall be at liberty to have recourse to other remedies available under law including to approach this Court.

JULY 26, 2018
sham

(JASPAL SINGH)
JUDGE

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