

CWP No. 22589 of 2018
DECIDED ON: SEPTEMBER 06, 2018

.....PETITIONERS

VERSUS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

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

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JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Articles 226/227 of the Constitution of India, petitioners have sought the issuance of a writ especially in the nature of certiorari quashing the impugned action of the respondents, whereby, despite the order dated 20.02.2017 passed by this Court in CWP No.9347 of 2016, captioned as ***Jagat Singh & ors. vs. State of Haryana & ors.*** (P-8), the benefit of selection grade of ₹7500-12000 has been granted to the petitioners 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 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 & anr.*** allowed on 01.12.2010 (P-2), LPA No.951 of 2011 titled as ***State of Haryana & ors. vs. R.K. Verma & ors.*** which was 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 is already settled that the pay anomaly has to be removed from the date of inception, WITH FURTHER direction to the respondents to grant benefit of selection grade to them w.e.f. 01.01.1996 instead of the date from when the benefit was given with all consequential benefits.

2. At the very outset of the arguments, learned counsel for the petitioners contends that though a legal notice dated 23.05.2018 (P-6) was duly served upon the respondents but till date no conscious decision has been taken by the concerned authority. He further submits that petitioners feel satisfied in case a direction is issued to respondent No.2 to decide the aforesaid legal notice within some specified period.

3. Without expressing any opinion on the merits of the case, instant petition is disposed of with a direction to respondent No.2-The Director, Secondary Education, Haryana, Shiksha Sadan, Sector 5, Panchkula to look into the grievances unfolded by the petitioners in the legal notice dated 23.05.2018 (P-6) and to take a conscious decision by passing a speaking order particularly in view of judgment rendered by this Court in CWP No. 9347 of 2016, titled as **Jagat Singh Yadav vs. State of Haryana and others;** decided on 20.02.2017 (P-8) which as per the submission made by learned counsel for the petitioners has attained finality, within a period of three months from the date of receipt of a

certified copy of this order. However, if petitioners still feel aggrieved by any of the orders passed by the aforesaid authority, they shall be at liberty to approach this Court.

SEPTEMBER 06, 2018
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(JASPAL SINGH)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>