

CWP No. 24770 of 2018

DECIDED ON: SEPTEMBER 27, 2018

NAND SINGH AND ORS

.....PETITIONERS

VERSUS

STATE OF PUNJAB AND ANR

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Ms. Riti Aggarwal, Advocate
for the petitioners.

JASPAL SINGH, J (ORAL)

Through instant petition, preferred under Article 226/227 of the Constitution of India, petitioners have sought issuance of a writ in the nature of mandamus directing the respondents to refix their pay and pension in terms of instructions dated 22.06.2015 (P-12) granting them the benefit of two/three increments in terms of Government instructions dated 23.07.1957 and 19.02.1979 to all the teachers (petitioners and non-petitioners) and in the light of judgments passed in CWP No.2632 of 1985, decided on 21.02.1986 and CWP No.7862 of 1995, decided on 28.11.2013 (P-5 and P-10 respectively) on acquiring the higher qualification of M.A. M.Sc. as the case of the petitioners is squarely covered from the afore-said decisions rendered by this Court as well as in terms of order dated 26.04.2018 (P-13).

2. Learned counsel for the petitioners contends that though a legal notice dated 30.05.2018 (P-14) was served upon the respondents but till date neither any response has been received nor any final decision has been taken thereof. He further submits that petitioners feel satisfied in case a direction is issued to respondent No.2 to decide the afore-said legal notice (P-14) in view of judgments referred to in para 1 of this order, in a time bound manner.

3. Without expressing any opinion on the merits of the case, instant petition is disposed of with a direction to respondent No.2-Director, Public Instructions (Sec.), Punjab, Sector 62 Mohali to look into the grievances unfolded by the petitioners in legal notice dated 30.05.2018 (P-14) and to take a conscious decision by passing a speaking order in the light of judgments referred to above in para No.1 of this order, within a period of three months from the date of receipt of a certified copy of this order.

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

SEPTEMBER 27, 2018
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No