

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

CWP-25313-2018

Date of decision-01.10.2018

Davinder Singh and others

....Petitioners

Vs.

State of Haryana and another

...Respondents

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

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

JITENDRA CHAUHAN, J.

This writ petition under Articles 226/227 of the Constitution of India has been filed for the issuance of a writ, in the nature of mandamus directing the respondent(s) to step up the pay scale w.e.f. 03.01.1994 equal to their junior Hazarilal Khetawala in view of the instructions dated 18.12.2013 (Annexure P-4) and release all the consequential benefits accrued in favour of the petitioners.

Learned counsel for the petitioners states that case of the petitioners is covered by instructions dated 18.12.2013 (Annexure P-4). Further, he states that at this stage he would be satisfied, if a direction is issued to respondent No.2-Director Elementary Education, Haryana, Shiksha Sadan, Sector-5, Panchkula to consider and decide the legal notice dated 22.06.2018 (Annexure P-9) in the light of Annexure P-4.

Heard.

In view of the above, without advertng to the merits of the case, the present petition is disposed of with a direction to respondent No.2-

Director Elementary Education, Haryana, Shiksha Sadan, Sector-5, Panchkula to consider and decide the legal notice dated 22.06.2018 (Annexure P-9) in the light of Annexure P-4 within six weeks from the receipt of the certified copy of the order. In case, on consideration, the competent authority reaches to the conclusion that the benefit claimed by the petitioners is admissible to them, in such eventuality, the consequential relief be allowed to them, within a period of six weeks thereafter. However, in case the competent authority feels that the relief claimed by the petitioners is not admissible or made out, in that case, a speaking order be passed in the matter.

(JITENDRA CHAUHAN)
JUDGE

01.10.2018

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No