

CWP No. 25351 of 2018
DECIDED ON: OCTOBER 05, 2018

JAI BHAGWAN AND ORS

.....PETITIONERS

VERSUS

STATE OF HARYANA AND ANR

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Lekh Raj Nandal, Advocate
for the petitioner.

JASPAL SINGH, J (ORAL)

By virtue of instant petition, preferred under Articles 226/227 of the Constitution of India, petitioners have sought a writ in the nature of mandamus directing the respondents to fix their pay in view of the judgment dated 11.08.2003 (P-1) passed in CWP No. 4518 of 2000, titled as **R.K. Gupta and others vs. State of Haryana and others;**, as the other employees have been granted the benefit of the above-stated judgment vide order dated 28.03.2017 (P-3) passed by Additional Chief Secretary to Government of Haryana as they are also similarly affected person from the inaction of the respondent with further direction to respondents to restore the deductions made from the payment of additional dearness allowance w.e.f. 01.05.1973 onwards along-with arrears and also to release the consequential relief with interest @18% per annum.

2. At the very outset of arguments, learned counsel for the petitioners submits that he feels satisfied in case a direction is issued to respondent No.3 to decide the representation dated 10.11.2017 (P-10) in view of judgment referred in para 1 of this order, within some 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.3 or any other competent officer to deal with the matter, to look into the grievances unfolded by the petitioners in their representation dated 10.11.2017 (P-10) and to take a conscious decision in accordance with law, rules and regulations, particularly in view of the judgment referred in para 1 of this order, within a period of three months from the date of receipt of certified copy of this order.

4. However, in case petitioners still feel aggrieved by any of the order(s) passed by the afore-said authorities, they shall be at liberty to have recourse to other remedies available under the law including to approach this Court.

OCTOBER 05, 2018
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(JASPAL SINGH)
JUDGE

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