

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 30576 of 2018
Date of Decision : 03.12.2018

Balbir Singh Malik and others

.....petitioners

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. S.K. Malik, Advocate for the petitioners.

Harsimran Singh Sethi, J.(Oral)

Through the instant petition preferred under Articles 226/227 of the Constitution of India, petitioners have sought the issuance of a writ in the nature of mandamus directing the respondents to extend them the benefit of re-fixation of their pay w.e.f. 01.01.1979 as has been done in the case of petitioners in CWP No. 16084 of 1997, titled as ***Dharam Pal Singh vs. State of Haryana and others***; decided on 27.07.2000 (Annexure P-4) in terms of CWP No. 13300 of 1990, decided on 19.12.1990 with all consequential benefits.

At the very outset of the arguments, learned counsel for the petitioners submits that though the petitioners have served joint legal notice dated 25.07.2018 (Annexure P-8) to respondents but till date neither any response has been received nor any conscious decision has been taken. He further submits that petitioners will be satisfied in case a direction is issued

to respondent(s) to consider and decide the legal notice dated 25.07.2018 (Annexure P-8) within a stipulated period.

Accordingly, instant petition is disposed of with a direction to respondents to look into the grievances unfolded by the petitioners in their joint legal notice dated 25.07.2018 (Annexure P-8) and to decide the same as per Rules and in the light of judgments passed in ***CWP No.16084-1997***, titled as ***“Dharam Pal Singh v. State of Haryana and others”*** and ***CWP No.2757-1998***, titled as ***“Diwan Chand and ors. v. State of Haryana”***, decided on 27.07.2000 by this Court in terms of CWP No.13300 of 1990, within a period of three months from the date of receipt of certified copy of this order.

However, if the petitioners still feel aggrieved by any order of the aforesaid authority, they shall be at liberty to have recourse to the remedies available under law as well as to approach this Court.

December 03, 2018
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(HARSIMRAN SINGH SETHI)
JUDGE

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