

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.3189 of 2018

Date of Decision: 28.02.2018

Naresh Kumar

...Petitioner

Vs.

State of Haryana and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Ravi Sharma, Advocate,
for the petitioner.

RAJIV NARAIN RAINA, J. (Oral)

The claim in this petition is for pay parity with junior Chandan Singh. Of the many representations made by the petitioner for increasing his pay on parity with his junior, the last demand notice served on the department by the petitioner on July 26, 2017 has been responded by Executive Engineer, Constn. Divn. Hr PWD B&R Br. Chandigarh on a positive note intimating to him that the seniority list of Work Supervisors has been revised and the petitioner has been shown senior to Chandan Singh. As far as the case of fixing of pay at par or above Chandan Singh is concerned the matter is under consideration and is to be addressed subsequent to the seniority dispute above. The petitioner is due to retire on superannuation on March 31, 2018. If his case is kept pending and he retires then it will adversely affect his last drawn pay and accordingly, the rate of pension and pensionary dues. The State has had sufficient time since November 17, 2017 to address the issue but it has not taken any final decision.

Therefore, the request of learned counsel for the petitioner appears fair and reasonable that a direction should go to the competent authority among the respondents to consider the case of pay fixation of the petitioner at par with junior Chandan Singh on or before the date of retirement and the order conveyed to him.

With these observations and directions, the petition stands disposed of.

(RAJIV NARAIN RAINA)
JUDGE

28.02.2018
manju

Whether speaking/reasoned *Yes/No*

Whether reportable *Yes/No*