

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

Sr. No.259

Civil Writ Petition No.7578 of 2017
DECIDED ON: January 23, 2018

JARNAIL SINGH AND OTHERS

..PETITIONERS

VERSUS

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. R.S. Rangpuri, Advocate,
for the petitioners.

Mr. Sukhbeer Singh, Assistant Advocate General, Punjab.

JASPAL SINGH, J. (ORAL)

Through the instant civil writ 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 re-fix the pay of the petitioners in the pay scale of 3120-6200 as on January 01, 1996 by extending the benefit of judgment dated April 03, 2014 passed in CWP No.7005 of 2001 (P-2) titled as ***Joga Singh & ors. vs. State of Punjab*** along with all consequential benefits such as re-fixation of pension, revised retiral benefits, arrears etc.

2. Concededly, petitioners were the employees of Punjab Police Department and they have now retired from their services. As reflected in para No.2 of the written statement filed by respondents No.1 to 3, they have not disputed that the case of the petitioners squarely covered by the

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judgment referred to above in para no.1 of this judgment in ***Joga Singh's case (supra)*** and necessary orders for grant of benefit of ACP to the petitioners have already been passed by Senior Superintendent of Police, Sri Muktsar Sahib on August 18, 2017 and matter has been taken up for the re-fixation of the their salaries with further undertaking to send their cases to the respondent No.4-Accountant General (A&E), Punjab for issuance of revised P.P.Os. Though, a period of more than five months has elapsed after aforesaid decision of August 18, 2017 by Senior Superintendent of Police, Sri Muktsar Sahib yet till date no benefit has been released/disbursed to the petitioners. Thus, in the considered opinion of this Court, the matter can be disposed of by giving a direction to the concerned authorities to decide the matter in some stipulated period.

3. Accordingly, in the light of aforesaid discussion, instant petition is disposed of with the direction to the respondents to do the needful within a period of two months from the date of receipt of a certified copy of this order and if the respondent No.4 agrees with the recommendation(s) sent by the respondent(s) No.1 to 3 for re-fixation of their salaries, arrears be paid to the petitioners within next 45 days. In case of non compliance of this order, petitioners shall be at liberty to approach this Court.

January 23, 2018
Ankur

(JASPAL SINGH)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	Yes/No