

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.125

Civil Writ Petition No.6716 of 2018
DECIDED ON: March 19, 2018

RAM RATTAN MITTAL AND OTHERS

..PETITIONERS

VERSUS

STATE OF HARYANA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

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

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 especially in the nature of certiorari quashing the impugned action of the respondents, whereby, despite the order dated 20.02.2017 passed by this Court in CWP No.9347 of 2016, captioned as ***Jagat Singh & ors. vs. State of Haryana & ors.*** (P-8), the benefit of selection grade of Rs.7500-12000 has been granted to the petitioners w.e.f. 01.08.2000 instead of 01.01.1996 for the post of Lecturer as per the Government of Haryana letter dated 12.12.2000 (P-1) vide which Headmaster of Govt. High Schools and 20% cadre posts of Lecturers have been granted selection grade w.e.f. 01.08.2000; but now, the Headmaster have been granted the pay scale of Rs.7500-12000 w.e.f. 01.01.1996 instead of 01.08.2000 in compliance with the direction given by this Court in CWP No.8082 of 2001, titled as ***R.K. Verma & ors. vs. State of Haryana & anr.*** allowed on 01.12.2010 (P-2), LPA No.951 of 2011 titled as ***State of Haryana & ors. vs. R.K. Verma & ors.*** which was dismissed on 31.10.2012 (P-3), SLP of the State of Haryana

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dismissed on 01.11.2013 and even in the review petition also dismissed by the Hon'ble Apex Court on 02.12.2014 and the issue is already settled that the pay anomaly has to be removed from the date of inception, WITH FURTHER direction to the respondents to grant benefit of selection grade to the petitioners w.e.f. 01.01.1996 instead of 01.08.2000 with all consequential benefits.

2. At the very outset of the arguments, learned counsel for the petitioners contends that though a legal notice dated 19.02.2018 (P-6) was made to the respondents but till date no conscious decision has been taken by the concerned authorities. He further submits that they feel satisfied in case a direction is issued to respondent No.2 to decide the aforesaid legal notice within some specified period.

3. Without expressing any opinion on the merits of the case, instant petition is disposed of with a direction to respondent No.2-The Director, Secondary Education, Haryana, Shiksha Sadan, Sector 5, Panchkula to look into the grievances unfolded by the petitioners in the legal notice dated 19.02.2018 (P-6) and to take a conscious decision by passing a speaking order in view of the judgments referred in the aforesaid legal notice (P-6), within a period of three months from the date of receipt of a certified copy of this order. However, if petitioners still feel aggrieved by any of the orders passed by the aforesaid authority, they shall be at liberty to approach this Court.

March 19, 2019

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**