

**CWP No.9347 of 2018
DECIDED ON: APRIL 19, 2018**

RAJ KUMAR

.....PETITIONER

VERSUS

STATE OF PUNJAB AND ORS.

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. H.K. Brinda, Advocate
for the petitioner.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Articles 226/227 of the Constitution of India, petitioner has sought a writ in the nature of mandamus directed the respondent No.2 to consider and pay the salary to him in the scale of Junior Engineer instead of Work Inspector w.e.f. 01.02.2008 to 27.09.2011, date of his regular promotion as Junior Engineer, as has been ordered vide order dated 10.11.2017 in case of similar situated co-employee of the petitioner and also to pay the arrears thereof, with interest @ 18% per annum from due date till its actual payment.

2. At the very outset learned counsel for the petitioner has submitted that though a legal notice dated 01.02.2018 (Annexure P-4) was duly served upon the respondents but despite the fact that a period of more than two months has expired, neither any reply has been received nor any conscious decision has

been taken. He further submits that petitioner feels satisfied in case direction is issued to respondent(s) to decide the aforesaid legal notice, within a stipulated period.

3. Without expressing any opinion on the merits of the case, instant petition is disposed of with a direction to respondents to look into the grievances unfolded by the petitioner in the legal notice dated 01.02.2018 (P-4) and to take a conscious decision in accordance with law, rules, regulations that too, by passing a speaking order within a period of three months from the date of receipt of certified copy of this order.

4. However, in case the petitioner still feels aggrieved by any of the order passed by the concerned authority, he shall be at liberty to have recourse to other remedies available to him under law as well as to approach this Court.

APRIL 19, 2018
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(JASPAL SINGH)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>