

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

**CWP No. 9533 of 2018
Date of Decision: 20.4.2018**

Mool Chand

...Petitioner.

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Ms. Bhavna Grewal, Advocate
for the petitioner.

ARUN PALLI, J. (ORAL)

The petitioner seeks a writ in the nature of Mandamus, directing the respondents to step-up and re-fix his pay at par with his juniors, in terms of Haryana Civil Services (Revised Pay) Rules, 2008. Particularly, for the matter in issue is alleged to be squarely covered by an order and judgment dated 15.5.2013, rendered by this Court in CWP No. 11254 of 2010 (Neelam Rani Vs. The State of Haryana and others). It is urged that respondents have even been served with a legal notice dated 30.10.2017 (Annexure P-5). But to no avail.

Notice of motion.

Mr. Hitesh Pandit, Additional A.G. Haryana, present in Court, accepts notice on behalf of the respondents. Copies furnished.

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The factual position, as set out above, is not disputed by the learned State counsel, as he submits that the matter at hands is, indeed, required to be disposed of in the wake of the decision of this Court, referred to above. However, he submits that in the subsequent decision of this Court, following the judgment in the case of **Neelam Rani (supra)**, disbursement of arrears were confined to a period of 38 months, therefore, the petitioner too shall be entitled to the benefits, accordingly.

As to this, learned counsel for the petitioner submits that the petitioner confines his claim, as regards arrears, only to the period of 38 months, preceding the date of filing of this petition, and shall have no claim for the period earlier thereto.

That being so, the petition is disposed of, in the above terms. Needless to assert that the petitioner shall be entitled to the arrears for a period of 38 months, preceding the date of filing of this petition, i.e. 18.4.2018.

20.4.2018
AK Sharma

(ARUN PALLI)
JUDGE

Whether Speaking/Reasoned:
Whether Reportable:

YES / NO
YES / NO