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

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Date of Decision: 14.01.2019

Naresh Kumar Mehta

... Petitioner

vs.

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Aman Mehta, Advocate
for the petitioner.

HARSIMRAN SINGH SETHI, J

In the present writ petition, learned counsel for the petitioner contends that even though the petitioner was senior to Sh. Raghbir Singh and Sh. Jaipal, he got promotion as Assistant on a much later date than the above said two persons.

As per the averments made in the writ petition, Sh. Raghbir Singh and Sh. Jaipal belong to the reserve category and got promotion ahead of the petitioner on the basis of reservation and ultimately the petitioner caught them in the cadre of Assistant when he was promoted on 25.08.1998 and hence, he became entitled for the same salary as was being paid to them keeping in view the instructions issued by the Government of Haryana.

Learned counsel for the petitioner states that for the relief which has been claimed in the present writ petition, the petitioner has served the respondent(s) with a legal notice dated 13.12.2016 (Annexure P-5) and the petitioner will be satisfied, at this stage, in case, a time bound direction is given to respondents to decide the same by passing a speaking order.

In view of the above, the present writ petition is disposed of with a direction to respondents to pass an appropriate order on the legal notice dated

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13.12.2016 (Annexure P-5) within a period of three months from the receipt of a certified copy of this order.

In case, it is found that the petitioner is entitled to any monetary benefits after the decision of the legal notice, the same should also be paid to him within three months thereafter.

14.01.2019
smriti

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No