

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

(119)

CWP-5055-2019

Date of Decision: February 26, 2019

Jagdish Singh

.. Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Amrik Singh, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

Learned counsel for the petitioner states that the department was of the view that the benefit of ACP cannot be granted to the junior engineer in view of the Govt. of Punjab Personnel Department Instructions dated 03.11.2006.

Learned counsel for the petitioner states that this Court while deciding CWP No.16446 of 2010 on 20.05.2013, held that the JEs are also entitled for the benefit of the instructions dated 03.11.2006. Further, the Letters Patent Appeal filed against the said order has already been dismissed by the Division Bench on 19.12.2014 (Annexure P-6).

Learned counsel for the petitioner states that despite the fact that the relief has been extended to the similarly situated employees, the same has not been extended to the petitioner.

Learned counsel for the petitioner further states that for the relief which has been claimed in the present writ petition, the petitioner has served the respondents with a legal notice dated 13.12.2018 (Annexure P-9), which is still pending consideration with the respondents and the petitioner

will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the legal notice dated 13.12.2018 (Annexure P-9) by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by him in the legal notice dated 13.12.2018 (Annexure P-9), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 13.12.2018 (Annexure P-9) within a period of three months from the receipt of certified copy of this order.

February 26, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned: Yes
Whether reportable: No