

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

**CWP-8553-2019 (O&M)
Date of Decision:10.04.2019**

Khushwinder Singh & others

... Petitioners

Versus

Punjabi University, Patiala

... Respondent

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. Mukesh Arora, Advocate for the petitioners.

Mr. Ajaivir Singh, Advocate for the respondent.

...

TEJINDER SINGH DHINDSA, J. (ORAL)

Petitioners who are three in number are stated to be serving as Superintendents under the Punjabi University, Patiala.

Prayer in the instant petition is for issuance of a writ of mandamus for directing the respondent/University to step up the pay of the petitioners i.e. senior general category employees at par with their junior (schedule caste category employee) namely, Ved Pal S/o Shri Chand.

It is the contention raised by counsel that the claim set up in the instant petition would be covered in terms of judgment dated 18.11.2008 in **CWP-5956-2008** titled as **Charan Dass Vs. State of Haryana** (Annexure P-4). Counsel further contends that the claim would find support even as per instructions dated 14.03.2017 (Annexure P-1) which have been issued by Department of Personnel, State of Punjab and duly adopted by the respondent/University vide resolution of Syndicate bearing No.421 dated 23.12.2017 (Annexure P-2).

Notice of motion.

Mr. Ajaivir Singh, Advocate, who is present in Court accepts notice on behalf of respondent/Punjabi University, Patiala and waives

service.

A complete copy of the writ paper book already stands furnished to him.

At this stage, counsel for the petitioners submits that in identical matters including CWP-6123-2019, this Court had disposed of the writ petition vide order dated 07.03.2019 by directing the respondent/University to examine the claim of the petitioners therein and to take a final decision on a legal notice that had already been served. Counsel submits that similar course of action be adopted in the instant writ petition as well. Counsel representing the respondent/University does not oppose such limited prayer as regards consideration of the legal notice that had been served by the petitioners.

Accordingly, without even ascertaining the correctness of the averments made in the petition, I deem it appropriate to dispose of the writ petition with a direction to the Registrar, Punjabi University, Patiala to examine the claim of the petitioners herein against the backdrop of a legal notice dated 28.01.2019 (Annexure P-8) and to pass a final order expeditiously and in any case within a period of two months from the date of receipt of a certified copy of this order.

It is clarified that this Court has not examined the claim of the petitioners on merits.

Disposed of.

10.04.2019

harjeet

(TEJINDER SINGH DHINDSA)
JUDGE

i) Whether speaking/reasoned? Yes/No

ii) Whether reportable? Yes/No