

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

(124)

CWP-8644-2019

Date of Decision: April 01, 2019

Bimla Devi

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Vikas Lochab, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

Learned counsel for the petitioner states that the pay of the petitioner was re-fixed in the year 2010. In a similar situation, the pay of one Smt. Raj Dahiya was also re-fixed after withdrawing the benefit of ACP. Said re-fixation of salary was done in view the fact that both, the petitioner herein and Smt. Raj Dahiya, had foregone their promotion. Learned counsel for the petitioner states that in case of Smt. Raj Dahiya, who had filed CWP No.19689 of 2012, this Court vide order dated 24.01.2017, had set aside the said re-fixation and granted the benefit.

Learned counsel for the petitioner states that on the same analogy, the petitioner is also entitled for the re-fixation of her salary.

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 representation dated 10.12.2018 (Annexure P-4) and the petitioner will be satisfied, at this stage in case a time bound direction is issued to the respondents to decide the representation dated 10.12.2018 (Annexure P-4) 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 her in the representation dated 10.12.2018 (Annexure P-4), the present writ petition is disposed of with a direction to the respondents to decide the representation dated 10.12.2018 (Annexure P-4) within a period of three months from the receipt of certified copy of this order.

However, it is made clear that in case, the petitioner is found entitled for the relief, the arrears shall only be restricted three years, two months prior to the filing of the present writ petition.

(HARSIMRAN SINGH SETHI)
JUDGE

April 01, 2019
harsha

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No