

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 11126 of 2019
Date of Decision : 30.04.2019

Dharambir Singh Khasa and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: *HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI*

Present: Mr. Rajinder Singh Malik, Advocate for the petitioners.

Harsimran Singh Sethi, J.(Oral)

Learned counsel for the petitioners contends that when the petitioners were promoted as Head Master, they were not given the benefit of one increment on the basis of the Instructions dated 09.04.2010 (Annexure P-1).

Learned counsel for the petitioners argues that the said Instructions have already been set-aside by this Court while deciding CWP No. 3922 of 2011 titled as *Narender Pal Singh Arya and another Vs. State of Haryana and others*, decided on 03.10.2016, therefore, petitioners are entitled for the benefit of one increment upon their promotion as Head Master.

Learned counsel for the petitioners states that for the relief, which has been claimed in the present writ petition, the petitioners have served the respondents with a legal notice dated 15.02.2019 (Annexure P-5)

and the petitioners will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the legal notice by passing a speaking order.

Without going into the merits of the case or expressing any opinion to the entitlement of the petitioners in respect of the relief claimed in the present writ petition or in the legal notice, the present writ petition is disposed of with a direction to the respondents to pass an appropriate speaking order on the claim raised by the petitioners in the legal notice dated 15.02.2019 (Annexure P-5) within a period of three months from the date of receipt of certified copy of this order.

In case after the order, it is found by the respondents that the petitioners are entitled for any monetary benefits, the same should also be released to them within a period of next three months.

The writ petition stands disposed of.

April 30, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned? *Yes/No*
Whether reportable? *Yes/No*