

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 13177 of 2019
Date of Decision : 17.05.2019

S.N. Sharma and others

...Petitioners

Versus

State of Haryana and others

...Respondents

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

Present: Mr. Ivneet Singh Pabla, Advocate for the petitioners.

Harsimran Singh Sethi, J.(Oral)

In the present writ petition, the grievance which is being raised by the petitioners is that vide letter dated 30.11.2018 (Annexure P-2) after their retirement and without giving any opportunity of hearing, the pay of the petitioners has been reduced.

Learned counsel for the petitioners argues that no reason has been given as to why the said pay has been reduced by the respondents and in the absence of any reason, order dated 30.11.2018 (Annexure P-2) cannot sustain in the eyes of law. Learned counsel for the petitioners states that after the passing of order dated 30.11.2018 (Annexure P-2), petitioners have made representation dated 02.04.2019 (Annexure P-5) to the respondents and the said representation is not being decided by the respondents, which is causing prejudice to the petitioners as their salary has been reduced by the respondents and consequentially reduced the pension. Learned counsel for

the petitioners states that petitioners will be satisfied, at this stage, in case a time bound direction is given to the respondents to decide the representation dated 02.04.2019 (Annexure P-5) 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 claim prayed in the present writ petition or in the representation, 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 representation dated 02.04.2019 (Annexure P-5) within a period of three months from the date of receipt of certified copy of this order.

However, liberty is given to the petitioners that in case they are aggrieved against the speaking order, they will be free to avail the appropriate remedy.

The writ petition stands disposed of.

May 17, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

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