

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

**CWP No.14524 of 2019
Date of decision: 28.05.2019**

Jasbir Singh

...Petitioner

Versus

The State of Haryana and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Jawahar Lal Goyal, Advocate,
for the petitioner.

Ritu Bahri, J.

Petitioner is seeking direction to the respondents to permit him for change of option for fixation of pay w.e.f. 01.10.2016 i.e. the date from which, he has been awarded 1st ACP after implementation of 7th Pay Commission report.

Learned counsel for the petitioner refers to the instruction dated 16.06.2017 (Annexure P-8), whereby clarification has been given with regard to exercise of option under HCS (ACP) Rules, 2016. As per these instructions, employees who have been granted 1st ACP between 01.01.2016 to 28.10.2016, can now re-exercise their options from the date of grant of 1st ACP within three months from the date of issue of this letter.

With regard to his grievance, petitioner has made a representation dated 17.09.2018 (Annexure P-9) and service a legal notice dated 15.10.2018 (Annexure P-11) upon the respondents, but no action has been taken thereon till date.

Notice of motion

On the asking of the Court, Mr. Kiran Pal Singh, AAG, Haryana accepts notice on behalf of respondent-State

Without expressing any opinion on the merits of the case, this petition is disposed of by giving direction to the District Elementary Education Officer, Karnal to look into the legal notice dated 15.10.2018 (Annexure P-11) keeping in view the instructions dated 16.06.2017 (Annexure P-8) and decide the same in accordance with law, within a period of four months from the date of receipt of certified copy of this order.

28.05.2019
ajp

(RITU BAHRI)
JUDGE

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