

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 15010 of 2019
Date of Decision : 29.05.2019

Deepak Kumar and others

...Petitioners

Versus

Punjabi University, Patiala and another

...Respondents

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

Present: Mr. Hardeep Singh, Advocate for the petitioners.

Harsimran Singh Sethi, J.(Oral)

In the present writ petition, the claim which is being made by the petitioners, is for the stepping up of their pay equivalent to their juniors, namely, Smt. Jaswinder Kaur and Ms. Pushpa Devi, who though were junior to the petitioners in the Cadre of Clerk but were granted promotion in preference to them by granting the benefit of reservation.

Learned counsel for the petitioners argues that Govt. of Punjab had issued Instructions dated 14.03.2017 (Annexure P-7) for stepping up of the pay of the General Category senior employees equivalent to that of Reserve Category candidates, who were granted promotion in preference to them and the said Instructions have been duly adopted by the University in their meeting held on 23.12.2017 and, therefore, petitioners are entitled for the stepping up of their pay equivalent to that of Smt. Jaswinder Kaur and Ms. Pushpa Devi.

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 15.04.2019 (Annexure P-14) 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.

Notice of motion.

Keeping in view the advance notice given, Mr. Ajaivir Singh, Advocate appears on behalf of the respondents and states that respondents have no objection for the grant of prayer of the petitioners for deciding the legal notice dated 15.04.2019 (Annexure P-14) in a time bound manner.

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 15.04.2019 (Annexure P-14) 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.

May 29, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned? *Yes/No*

Whether reportable? *Yes/No*