

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CWP No.12277 of 2017

Date of Decision: March 12, 2019

Satpal Singh Dalal and others

.....Petitioner(s)

versus

State of Haryana and others.

.....Respondent(s)

CORAM: HON'BLE MR.JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. R.K. Malik, Sr. Advocate with
Mr. Sandeep Kumar Rana, Advocate for the petitioner(s).

Ms. Safia Gupta, AAG, Haryana.

HARSIMRAN SINGH SETHI , J. (Oral)

Learned Senior counsel for the petitioners states that the State has already passed an order dated 14.08.2018 granting the benefit of leave encashment in view of the decision rendered by this Court in ***CWP No.12179 of 2011***. Learned counsel for the petitioners further states that a writ petition, wherein similar claim was made, came up for hearing before this Court being ***CWP No.9252 of 2017*** and on the basis of the order passed by the State dated 14.08.2018, the said writ petition was disposed of as having being rendered infructuous and the directions were given that the case of the employees, who are entitled for the benefit under the letter dated 14.08.2018 shall be processed and the benefit shall be released to them within a

period of four weeks from the receipt of certified copy of that order. Order passed by this Court in **CWP No.9252 of 2017**, decided on 24.01.2019 is as under:-

“ Prayer made in this petition is for releasing the payment in respect of earned leave at the time of retirements of the petitioners, who are employees of the Aided Colleges.

Learned counsel for the respondents has placed on record a letter dated 14.8.2018 by which the Government of Haryana has decided to extend the benefit of grant of encashment of earned leave to the employees of the Government Aided Private Colleges at par with the counterparts working with the Government Colleges. Said leave encashment benefit is to be given in terms of calculation of earned leave w.e.f 09.04.1987 and as per Instructions issued in this respect from time to time thereafter. Further, the amount to be paid as leave encashment is to be shared in the ratio of 95% to be paid by the State Government and the remaining 5% by the concerned College.

In view of the above, present writ petitions have been rendered infructuous and are disposed of as such.

It is expected that the cases of all the petitioner(s) on the basis of orders being passed by the Government of Haryana in this regard, who have become entitled for grant of the benefit of leave encashment, will be processed expeditiously and the payment will be released within a period of four weeks from the receipt of certified copy of this order.

In case, the petitioners have any other grouse including grant of interest, they shall be at liberty to file appropriate representation with the respondents. ”

Learned counsel for the respondents very fairly stated that present writ petition can be disposed of in terms of the order reproduced above passed in CWP No.9252-2017.

The present writ petition is disposed of in view of the request made by learned counsels for the parties, in terms of order passed in ***CWP No.9252 of 2017*** decided on 24.01.2019.

March 12, 2019
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[HARSIMRAN SINGH SETHI]
JUDGE

Whether speaking/reasoned :	Yes
Whether Reportable :	No