

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

(119)

CWP-18820-2019

Date of Decision: July 12, 2019

R.D. Sharma and others

.. Petitioners

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. S.K. Malik, Advocate, for the petitioners.

HARSIMRAN SINGH SETHI, J.(ORAL)

Learned counsel for the petitioners argues that in the year 1990, the petitioners were given adhoc promotion as Sub Divisional Engineers on the basis of the seniority and while effecting the said promotion, petitioners were also given the regular pay scale attached with the Sub Divisional Engineers. Learned counsel for the petitioners states that the petitioners continued working on adhoc basis as Sub Divisional Engineers from year 1990 onwards. Thereafter, the services of the petitioners were regularized as Sub Divisional Engineers by the respondents though in the year 2001 but w.e.f. 1995. The claim of the petitioners is that total service, which the petitioners had rendered on the post of Sub Divisional Engineers in the pay scale of the said post, should be counted for the purpose of grant of ACP and not only the service from the date when petitioners' services were regularized as Sub Divisional Engineers in the year 1995.

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 25.03.2019 (Annexure P-7) and the petitioners will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the same by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioners for the relief which has been claimed by them in the legal notice dated 25.03.2019 (Annexure P-7), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 25.03.2019 (Annexure P-7) within a period of three months from the receipt of copy of this order.

July 12, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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