

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

238

CWP No.25968-2013

Date of Decision: February 11, 2019

Baljit Kaur

.....Petitioner(s)

versus

State of Punjab and others

.....Respondent(s)

238/A

CWP No.23121-2013

Ravinder Kumar Aggarwal

.....Petitioner(s)

versus

State of Punjab and others

.....Respondent(s)

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr.Sunny Singla, Advocate for the petitioner.
(in CWP No.25968-2013)

Mr. Munish Gupta, Advocate for the petitioner
(in CWP No.23121-2013)

Mr. Navdeep Chhabra, DAG, Punjab.

Mr. Vijay Kumar Kaushal, Advocate
for respondent Nos.4, 6 and 8 (in CWP No.23121-2013)

JITENDRA CHAUHAN, J. (Oral)

This judgment shall dispose of ***CWP No.25968 of 2013 and CWP No.23121-2013*** and the facts have been taken from ***CWP No.25968 of 2013***.

This petition has been filed for quashing the order dated 19.04.2013 (Annexure P-8) vide which the claim of the petitioner(s) for new option w.e.f. 01.01.1994 for revised pay scales 1988 w.e.f. 01.01.1986 was rejected.

Learned counsel for the petitioner(s) state that at this stage, they will be satisfied in case the respondents are directed to re-consider the case of the petitioner(s) in the light of the judgment passed in CWP No.7464 of 2019 (O&M) titled as Surinder Kumar and others Vs. State of Punjab and others, decided on 25.02.2010 and in view of the an affidavit furnished by the State in COCP No.1042 -2014, learned State counsel submits that he is not averse to the suggestion made by learned counsel for the petitioner(s).

In view of the above, respondent No.3 is directed to re-consider the case of the petitioner(s) in light of judgment passed in CWP No.7464 of 2019 (O&M) and appropriate order be passed within a period of eight weeks from the date of receipt of certified copy of this order, after according the opportunity of hearing to the petitioner(s).

In case, on consideration, the competent authority reaches to the conclusion that the benefit claimed by the petitioner(s) is admissible to them, in such eventuality, the consequential relief be allowed to them, within a period of four weeks thereafter. However, in case the competent authority feels that the relief claimed by the petitioner(s) is not admissible or made out, in that case, a speaking order be passed in the matter.

Disposed of .

A photocopy of this order be placed on the file of other connected case.

February 11, 2019
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[JITENDRA CHAUHAN]
JUDGE

Whether speaking/reasoned :	Yes
Whether Reportable :	No