

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

(124)

CWP-20584-2019

Date of Decision: July 26, 2019

Surinder Sharma

.. Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: None.

HARSIMRAN SINGH SETHI, J.(ORAL)

In the present writ petition, the grievance which is being raised by the petitioner is that the pay of the petitioner has not been correctly fixed w.e.f. 01.01.2006 and the petitioner has not been granted the benefit of Assured Career Progression Scheme after rendering 4/9/14 years of service from the date when petitioner became entitled for the same.

The prayer of the petitioner is for issuance of a direction to the respondents to re-fix the pay of the petitioner w.e.f. 01.01.2006. Petitioner had retired from service on 30.04.2012 and grievance is being raised by the petitioner after a period of seven years of his retirement. Nothing has been put on record as to why the petitioner has waited for seven years before approaching this Court.

From the pleadings, it transpires that the petitioner has served the respondents with a legal notice dated 17.03.2019 (Annexure P-12) for the redressal of his grievance, which is still pending consideration with the respondents and interest of justice will be served, 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 petitioner for the relief which has been claimed by him in the legal notice dated 17.03.2019 (Annexure P-12), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 17.03.2019 (Annexure P-12) within a period of three months from the receipt of certified copy of this order.

In case, the petitioner is found entitled for any benefit after the decision, the arrears will be restricted only from the date of the legal notice and not for the earlier period.

(HARSIMRAN SINGH SETHI)
JUDGE

July 26, 2019
harsha

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