

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-22612-2019

Date of Decision:-26.08.2019.

Nand Kishore and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Nitesh Singla, Advocate for the petitioners.

ARUN MONGA, J. (Oral)

1.) Grievance of the petitioners is that they have not been granted the benefit of step up of their pay w.e.f. 10.03.2012 in view of the fact that their junior/respondent No.3 is getting higher pay than them. The petitioners also caused issuance of a legal notice dated 15.07.2019 (Annexure P-6) but the same has not been adverted to by the respondents. Hence, the writ petition.

2.) On a query posed by this Court with regard to the inordinate delay in seeking mitigation of their grievance by causing the legal notice, the learned counsel for the petitioner submits that being a continuous cause of action they have been pursuing their matter with the respondents and they were assured that their demand would be met in due course.

3.) Notice of motion.

4.) On advance service of copy of the petition, Ms. Anu Chatrath,

Senior Advocate assisted by Ms. Ambika Bedi, Assitant Advocate General, Punjab, appears on behalf of respondents.

5.) Given the nature of order being passed, there is no necessity to seek return by any of the respondents as no further proceedings and/or pleadings are required.

6.) Without commenting upon the merits of the case, writ petition is disposed of with a direction to the respondents to objectively consider the legal notice dated 15.07.2019 (Annexure P-6) and also by keeping in view the contentions stated in this petition by treating it as a supplementary representation and pass a speaking order, in accordance with law. In the event the petitioners found entitled to the benefit of step up of their pay, it is made clear that they would not be entitled to seek the arrears beyond the period of 38 months prior to filing of this writ petition.

7.) Let the needful be done within a period of three months from the date of receipt of certified copy of this order.

8.) Disposed of in above terms.

(ARUN MONGA)
JUDGE

August 26, 2019.
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Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.