

CWP-25480-2019

Date of decision: 12.09.2019

SMT. SANTRO DEVI

...PETITIONER

VERSUS

STATE OF HARYANA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

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

HARSIMRAN SINGH SETHI, J. (ORAL)

Learned counsel for the petitioner states that the petitioner was regularized w.e.f 01.04.2011, whereas, keeping in view, the order passed by this Court in **CWP No. 14729 of 2017** decided on 14.01.2019 wherein certain similarly situated persons were held entitled for regularization on notional pay w.e.f. 01.01.1999.

Learned counsel for the petitioner argues that the petitioner is similarly situated to those employees, who have been granted the said benefit of regularization on notional pay scale vide order dated 12.03.2018 annexed as Annexure P-4 and therefore, the said benefit should also be extended to the petitioner as the petitioner is also fully eligible for the grant of benefit.

Learned counsel for the petitioner further states that for the relief, which has been claimed in the present writ petition, petitioner has served respondents with legal notice dated 25.05.2019(Annexure P-6), which is still pending consideration with respondents and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the said

legal notice.

In view of the request made, without expressing any opinion on the merits of the case and the claim being made by the petitioner, respondent No.2 is directed to decide the legal notice dated 25.05.2019(Annexure P-6), by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order.

Writ petition stands disposed of accordingly.

However, it is made clear that in case, the petitioner is found entitled for any benefits after the aforesaid decision, the petitioner will not be entitled for any arrears as her salary anomaly is fixed notionally.

12.09.2019

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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No