

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-27794-2019

Date of decision: 26.09.2019

Mohan Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. P.S. Khurana, Advocate for the petitioner.

Harsimran Singh Sethi, J.(Oral)

In the present writ petition, the grievance raised by the petitioner is that the petitioner was asked to discharge the duties of the higher post of Junior Engineer for which period, the petitioner was entitled for the salary of the post of Junior Engineer, which has not been extended to the petitioner so far.

Learned counsel appearing on behalf of the petitioner argues that the question of law as to whether the employee will be entitled for the salary of the higher post, on which he has been asked to discharge the duties, has already been settled and the judgments to this effect, have been attached with the present writ petition including Annexure P-14.

Learned counsel appearing on behalf of the petitioner prays that a direction be issued to the respondents to grant salary to the petitioner for the post of Junior Engineer on which he has discharged the duties.

Learned counsel for the petitioner further states that for the relief, which has been claimed in the present writ petition, petitioner has served the respondents with a legal notice dated 07.08.2018(Annexure P-15), 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 or the claim being made by the petitioner, the respondents are directed to decide the legal notice dated 07.08.2018 (Annexure P-15) 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.

September 26, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? *Yes*
Whether reportable? *No*