

Sr. No.144

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CWP No.33402 of 2019 (O&M)

Date of Decision: 18.11.2019

Renu Tiwari and others

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Amrik Singh, Advocate,
for the petitioners.

Mr. Mehardeep Singh, Additional A.G., Punjab.

ARUN MONGA, J.(ORAL)

1. Grievance of the petitioners is that they have not been accorded the benefit of step-up of their pay in view of the fact that their juniors are getting higher pay than them. Petitioners herein seek issuance of a writ in the nature of mandamus directing the respondents to consider their cases for promotion to the post of Head Teacher from the dates when their juniors were promoted.

2. Learned counsel for the petitioners states that juniors to the petitioners were promoted on the basis of accelerated promotion being from the reserved category and also over and above the General Category male candidates, who had been promoted on 16.12.2009 as Head Teacher before preparation of the common seniority list for male and female teachers and on 09.01.2016 as Centre Head Teacher since the petitioners who were senior to them has been promoted only on 30.09.2016 as Head

Teacher and on 25.10.2017 as Centre Head Teachers, thus they have regained the seniority over and above their juniors in the feeder cadre.

3. In the premise, petitioners caused issuance of a legal notice dated 27.09.2019 (Annexure P-7) but the same has not been adverted by the respondents till date. Hence, the writ petition.

4. Notice of motion.

5. On advance service of the petition, Mr. Mehardeep Singh, Additional A.G., Punjab appears and accepts notice on behalf of the State.

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

7. Without commenting on the merits of the case, the writ petition is disposed of with a direction to the respondents to objectively consider the legal notice dated 27.09.2019 (Annexure P-7) and also by keeping in view the contentions stated in the present writ petition by treating it as a supplementary representation and pass a speaking order, in accordance with law.

8. Let the needful be done within a period of 3 months from the date of receipt of a certified copy of this order.

9. Disposed of in above terms.

(ARUN MONGA)
JUDGE

18.11.2019
vandana

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No