

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-33666 of 2019

Date of decision: 20.11.2019

Harbans Lal and others

.... Petitioners

versus

State of Punjab and others

.... Respondents

CORAM:HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

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

HARSIMRAN SINGH SETHI, J. .

Learned counsel for the petitioners argues that the petitioners are entitled for the benefit which accrues to them keeping in view the order passed by this Court in CWP No.2866 of 2014 titled as **Karanvir Singh and others vs. State of Punjab and others** decided on 30.09.2016. Learned counsel further argues that though, the benefits have already been extended to the petitioners in **Karanvir Singh's case (supra)** but the said benefits have not been extended to the petitioners, though they are similarly situated, and despite the said fact, they are being forced to approach this Court to seek same relief. Counsel further argues that as per the settled principle of law settled by Division Bench of this Court in **Satbir Singh vs. State of Haryana 2002(2) SCT 354**, once a question of law has been settled by any competent Court and the same has attained finality, all the employees, who are covered by the said law being similarly situated should

be extended the benefits without forcing them to approach this Court. Prayer of the petitioners is to issue a direction to the respondents to grant the benefits, which accrue to them keeping in view the order passed by this Court in **Karanvir Singh's case (supra)**.

Learned counsel for the petitioners states that for the relief, which is being claimed in the present writ petition, the petitioners have served the respondents with legal notice dated 20.12.2018 (P/10), which is still pending consideration with the respondents and the petitioners will be satisfied, at this stage, in case a time bound direction is issued to respondent No.2 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 petitioners, the respondent No.2 is directed to decide the legal notice dated 20.12.2018 (P/10) by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order. In case after the decision, it is found that the petitioners are entitled for any monetary benefit, the same shall also be released to them within a period of next three months.

Present writ petition stands disposed of.

(HARSIMRAN SINGH SETHI)
JUDGE

20.11.2019
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| 1. | Whether speaking/non-speaking? | Yes/No |
| 2. | Whether reportable? | Yes/No |