

**Sr. No.120**

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

**CWP No.35482 of 2019 (O&M)**

**Date of Decision: 06.12.2019**

Jaswinder Pal and another

... Petitioners

Versus

The State of Punjab and others

... Respondents

**CORAM:- HON'BLE MR. JUSTICE ARUN MONGA**

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

Mr. P.S.Bajwa, Additional A.G., Punjab.

**ARUN MONGA, J.(ORAL)**

1. Petitioners herein seek issuance of a writ in the nature of certiorari to quash order dated 06.11.2013 (Annexure P-2), vide which they were appointed as Superintendent Grade-II but not granted the benefit of higher scale.

2. Further prayer has been made for issuance of a writ in the nature of mandamus directing the respondents to fix the pay of the petitioners in next grade in view of the Instructions dated 20.07.2011 (Annexure P-5) issued by the Punjab Government, Department of Finance.

3. In the premise, petitioners caused issuance of a legal notice dated 30.10.2019 (Annexure P-4) 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. P.S.Bajwa,

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 30.10.2019 (Annexure P-4) and also by keeping in view the Instructions dated 20.07.2011 contained at Annexure P-5 and 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.

**06.12.2019**

vandana

**(ARUN MONGA)  
JUDGE**

Whether speaking/reasoned  
Whether Reportable

Yes/No  
Yes/No