

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

CWP No.36090 of 2019

Date of Decision : 12.12.2019.

Rajeev Kumar and others

...Petitioners

Versus

State of Haryana and others

....Respondents

Coram : Hon'ble Mr. Justice B.S.Walia

Present: Mr. Sumit Sangwan, Advocate for the petitioners.

B.S.WALIA, J. (Oral)

1. Prayer in the writ petition is for the issuance of a writ of Mandamus for directing the respondents to grant benefit to the petitioners in view of memo Annexure P/4 dated 16.06.2017 benefit of one increment by permitting the petitioners to re-exercise option under rule 16 of the Haryana Civil Services (Assured Career Progression) Rules, 2016 along with all consequential benefits as also interest @ 12% besides to direct the respondents to decide legal notice Annexure P/1 dated 02.09.2019, in view of memo Annexure P/4 dated 16.06.2017.

2. Learned counsel contends that no action has been taken on the legal notice Annexure P/1 dated 02.09.2019 till date and in the circumstances the petitioners would be satisfied if the writ petition is disposed of at this stage by directing respondent No.3 to consider and decide the claim as made in legal notice Annexure P/1 dated 02.09.2019 in accordance with law in a time bound manner.

3. Notice of motion. Mr. Harish Rathee, Sr. DAG, Haryana, accepts notice on behalf of the respondents and states that he has no objection to the prayer made by learned counsel for the petitioners.

4. Without commenting on the merits of the claim or entitlement of the petitioners to the relief claimed, the writ petition is disposed of by directing respondent No.3 to consider and decide the claim as made in legal notice Annexure P/1 dated 02.09.2019, after taking into account all aspects of the matter, within three months from the date of receipt of certified copy of this order.

(B.S.WALIA)
JUDGE

12.12.2019.

rajesh.k.khurana

Whether speaking/reasoned	: Yes/No
Whether reportable	: Yes/No