

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

(110)

CWP-37725-2018 (O&M)

Date of Decision: January 10, 2019

Ram Parkash Khambra and others

..Petitioners

Versus

State of Haryana and another

..Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Ivneet Singh Pabla, Advocate, for the petitioners.

HARSIMRAN SINGH SETHI, J.(ORAL)

CM-187-CWP-2019

Present application has been filed to place on record representation dated 22.12.2018 as Annexure P-7 (Colly).

The application is allowed subject to all just exceptions and representation dated 22.12.2018 as Annexure P-7 (Colly) is permitted to be taken on record.

CWP-37725-2018

Learned counsel for the petitioners argues that the petitioners are being denied the benefit of the judgment passed by a Coordinate Bench of this Court in CWP No.3922 of 2011 decided on 03.10.2016 which has been upheld by the Division Bench of this Court in LPA No.2460 of 2017 decided on 31.07.2018.

Learned counsel for the petitioners states that even though the petitioners are similarly situated but the benefit is not being extended to them without any justification despite the fact that as per the law laid down by the Division Bench of this Court in **Satbir Singh Vs. State of Haryana, 2002 (2) S.C.T. 354**, once a judgment has become final, the benefit should

be extended to all the similarly situated persons and similarly situated persons shall not be forced to approach this Court for the grant of same relief.

Learned counsel for the petitioners further states that for the relief which has been claimed in the present writ petition, the petitioners have served the respondents with the representations dated 11.12.2018 (Annexure P-6) and dated 22.12.2018 (Annexure P-7) and the petitioners will be satisfied, at this stage, in case a time bound direction is given to the respondents to decide the representations dated 11.12.2018 (Annexure P-6) and dated 22.12.2018 (Annexure P-7) by passing a speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioners for the relief which has been claimed by them in the representations dated 11.12.2018 (Annexure P-6) and dated 22.12.2018 (Annexure P-7), the present writ petition is disposed of with a direction to the respondents to decide the representations dated 11.12.2018 (Annexure P-6) and dated 22.12.2018 (Annexure P-7) within a period of three months from the receipt of certified copy of this order.

In case, it is found that the petitioners are entitled to any monetary benefits after the decision of the representations, the same should also be paid to the petitioners within three months thereafter.

January 10, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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