

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

**CWP No.36913 of 2019 (O&M)
Date of decision : December 19, 2019**

Inderjit Singh

..... Petitioner

Versus

The State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

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

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner states that a condition which was fixed in the order of promotion dated 06.11.2013 that the petitioner will not be entitled for the financial benefits for the post of Superintendent Grade-II, though, the petitioner was made to discharge the duty of the said post, is contrary to law laid down by this Court in CWP Nos.10495 and 12980 of 2016 and therefore, the said condition is liable to be set aside and the petitioner, who has discharged the duty of the post of Superintendent Grade-II from November, 2013 onward till his retirement, be granted the salary of the said post. Prayer of the petitioner is for issuance of a direction to the respondents for the grant of salary of the post of Superintendent Grade-II, ignoring the condition No.VI of the order of promotion dated 06.11.2013.

Counsel for the petitioner states that for the relief which has been sought in the present writ petition, petitioner has served a legal notice dated 26.11.2019 (Annexure P-4) upon the respondents, which is still pending consideration with the respondents and the petitioner will be

satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the same by passing an appropriate speaking order in accordance with law.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioner, the respondents are directed to decide the legal notice dated 26.11.2019 (Annexure P-4), 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 petitioner is entitled for any monetary benefit, the same shall also be released to him within a period of next three months.

Present writ petition stands disposed of.

(HARSIMRAN SINGH SETHI)
JUDGE

December 19, 2019

sarita

Whether speaking / reasoned

Yes

Whether Reportable:

No