

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

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CWP No.4710 of 2020

Date of Decision : 20.02.2020

Kamlesh

....Petitioner

v/s

State of Haryana and others

....Respondents

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

Present: Mr. Rajesh K. Kataria, Advocate for the petitioner.

B.S. Walia, J. (Oral)

[1] Grievance of the petitioner is *qua* rejection of her claim vide Annexure P-8 dated 18.03.2016 for stepping up of pay at par with her junior counter-part i.e. respondent No.5 on the post of Junior Lecturer.

[2] Learned counsel contends that the claim of the petitioner was rejected on the ground that the petitioner had not passed B.Sc. (Nursing) Course, prior to promotion of respondent No.5 on the post of Junior Lecturer, whereas the same is factually incorrect as the petitioner had qualified the aforementioned course, prior to the promotion of respondent No.5, therefore, the impugned order is based on factually wrong basis and despite the petitioner having submitted representation (Annexure P-9) dated 26.04.2019, besides having served legal notice (Annexure P-12) dated 21.09.2019, no decision has been taken in respect thereto, till date and that in the circumstances, the petitioner would be satisfied, if the writ petition is disposed of by directing respondent No.2 to consider and decide the claim made in the legal notice (Annexure P-12) dated 21.09.2019, in a time bound manner.

[3] Without commenting upon the merits of the controversy or the entitlement of the petitioner to the relief claimed, the writ petition is ***disposed of*** by directing respondent No.2 to consider and decide the claim made in the legal notice (Annexure P-12) dated 21.09.2019, in accordance with law, after taking into account all aspects of the matter, including the decisions of this Court (Annexure P-13) dated 01.10.2019 and Annexure P-14 dated 08.01.2020 in case the same are applicable, as expeditiously as possible, preferably within a period of 03 months from the date of receipt of certified copy of this order.

(B.S. Walia)
Judge

February 20, 2020
'Rajneesh'

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