

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(135)

CWP No. 4617 of 2020

Date of Decision : 19.02.2020

Karnail Singh and others

....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Sunny Singla, Advocate for the petitioners.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioners states that claim of the petitioners as raised in this petition is squarely covered by the judgment of this Court in CWP No. 7855 of 2014, decided on 17.12.2018 titled as ***Jinder Singh and others Vs. State of Punjab and others***, but the petitioners are not being granted the benefit of said judgment on the ground that the petitioners were not party to the said writ petition.

Learned counsel for the petitioners argues that keeping in view of the settled principle of law settled by this Court in ***Satbir Singh Vs. State of Haryana***, decided on 21.03.2002, all the similarly situated employees are entitled for the benefit of the settled principle of law without forcing them to approach the Court to seek the same relief as granted to the similarly situated employees and, therefore, petitioners should have been

granted the benefit by the respondents themselves, which have been granted to the petitioners in *Jinder Singh's case (supra)* and other similarly situated employees, whose petitions were also allowed on 17.12.2018.

Learned counsel for the petitioners states that for the relief, which has been claimed in the present writ petition, petitioners have served the respondents with a legal notice dated 10.11.2019 (Annexure P-8), which is still pending consideration with the respondents and the petitioners will be satisfied, at this stage, in case a time bound direction is issued to respondents No. 2 and 3 to decide the said legal notice by passing an appropriate speaking order in a time bound manner.

In view of the request made, without expressing any opinion on the merits of the case and the claim being made by the petitioners, respondents No. 2 and 3 are directed to decide the legal notice dated 10.11.2019 (Annexure P-8) by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order.

Writ petition stands disposed of accordingly.

February 19, 2020
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? *Yes*
Whether reportable? *No*