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IN THE PUNJAB AND HARYANA HIGH COURT AT CHANDIGARH

CWP-13611-2020

Date of Decision: 04.09.2020

MAHESH KUMAR AND ORS

...Petitioners.

VERSUS

STATE OF PUNJAB AND ORS

...Respondents.

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU.

Present: Ms. Gagandeep Kaur, Advocate for petitioners.

Present writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ of Mandamus directing the respondents to grant the petitioners the benefit of ACP Scheme (4-9-14) years as framed vide notification dated 03.11.2006 (P-3) alongwith the consequential benefits like refixation of pay, arrears etc. in compliance of the judgment dated 20.05.2013 (P-6) passed by a Coordinate Bench of this Court in CWP No.16446 of 2010 titled as Jaswinder Singh Bedi etc. Vs. State of Punjab etc.) as upheld by the Hon'ble Supreme Court of India vide its judgment dated 04.09.2015 (P-8).

At the outset, it is stated that the petitioners would be satisfied in case their legal notice dated 08.01.2020 (P-12) is decided by the respondent no.2 by passing a speaking order.

Notice of motion.

Ms. Lavanya Paul, AAG, Punjab accepts notice on behalf of the respondents and submits that she has no objection in case the limited prayer of the petitioners is accepted.

Since the prayer made by the petitioners is innocuous and in view of the agreed stand taken by both sides, but without going into the merits of the case; this Court deems it appropriate to dispose off the present writ petition with a direction to respondent no.2 – The Principal Secretary, Department of Finance, Government of Punjab, Civil Secretariat (Punjab), Chandigarh to decide the legal notice dated 08.01.2020 (P-12) by passing a speaking order in accordance with law within a period of three months from today.

Ordered accordingly.

04 September, 2020
rajender

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No