

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

CWP-13153-2020

Date of decision: 31.8.2020

Manjinder Singh and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Ms.Gagandeep Kaur, Advocate for the petitioners

JITENDRA CHAUHAN, J.

The matter has been taken up through video-conferencing in the light of the pandemic Covid-19 situation and as per instructions.

This writ petition under Articles 226/227 of the Constitution of India has been filed for issuance of direction to the respondents to grant the petitioners the benefits of ACP Scheme (4-9-14 years) as framed vide Notification dated 3.11.2006 (Annexure P3) alongwith the consequential benefits like refixation of pay, arrears etc. in compliance of the judgment dated 20.5.2013(Annexure P6) passed by this Court in CWP-16446-2010 (Jaswinder Singh Bedi and others vs. State of Punjab and others) as upheld by Hon'ble the Supreme Court vide its judgment dated 4.9.2015.

Learned counsel for the petitioners states that at this stage, he would be satisfied, if a direction is issued to respondent No. 2- The Principal Secretary, Department of Finance, Govt. of Punjab, Civil Secretariat (Punjab), Chandigarh to consider and decide the legal notice

dated 8.1.2020 (Annexure P-12) expeditiously.

Heard.

A complete set of paper book has already been handed over to Ms. Sunint Kaur, AAG, Punjab.

In view of the above, without adverting to the merits of the case, the present petition is disposed of with a direction to respondent No. 2- The Principal Secretary, Department of Finance, Govt. of Punjab, Civil Secretariat (Punjab), Chandigarh to consider and decide the legal notice dated 8.1.2020 (Annexure P-12) in accordance with law within six weeks from the date of receipt of the certified copy of the judgment. In case, on consideration, the competent authority reaches to the conclusion that the benefit claimed by the petitioners is admissible to them, in such eventuality, the consequential relief be allowed to them, within a period of six weeks thereafter. However, in case the competent authority feels that the relief claimed by the petitioners is not admissible or made out, in that case, a speaking order be passed in the matter.

31.8.2020
gsv

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned?
Whether reportable?

Yes / No
Yes / No