

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

CWP-10247-2020

Date of Decision:20.07.2020

J.J.Singh and another

.....Petitioners

Vs.

State of Haryana and another

....Respondents

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present:- Mr.Aman Chaudhary, Advocate,
for the petitioners.

AMOL RATTAN SINGH, J. (Oral)

All cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the Covid-19 pandemic.

Mr.Chaudhary, learned counsel for the petitioners, submits that though the respondents have passed orders (Annexures P-19 and P-20), accepting the claim of the petitioners, however the said orders are not in terms of the order passed in the case of an identically placed person, i.e. Suresh Kumar Gupta, with a copy of that order annexed as Annexure P-24 with this petition.

Mr.Chaudhary submits that the said person was granted the benefit of emoluments after deducting therefrom the amount that he was required to deposit, with interest accumulating from the time it was due till the date of his retirement.

He submits that a similar order needs to be passed in the case of the present petitioners also.

That being so, this petition is disposed of, with a direction to the competent authority amongst the respondents to go into the matter and after considering the orders passed in favour of the aforesaid Suresh Kumar Gupta (retired Junior Engineer), on 23.10.2015 (copy Annexure P-24), to pass a similar order in the case of the petitioners also, within a period of three months from the receipt of a certified copy of this order.

If for any reason, the petitioners are not entitled to the same benefit, then a speaking order shall be passed, giving detailed reasons as to why the petitioners cannot be granted that benefit, with such speaking order to be also passed within the aforesaid period of three months.

The petitioners would also be given a personal hearing to each petitioner, prior to the passing of any such order.

At this stage, Mr. Chaudhary, submits that as a matter of fact petitioner no.1 has already paid the amount due from him and therefore before passing the speaking order, that should be taken into consideration by the competent authority, after hearing the petitioners.

Ordered accordingly.

July 20, 2020

dharamvir

**(AMOL RATTAN SINGH)
JUDGE**

Whether speaking/reasoned : YES
Whether Reportable : NO