

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

113)

CWP no.11876 of 2020

Date of Decision: 28.09.2020

Daya Nand

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr. Rohit Mittal, Advocate, for the petitioner.
Mr. RKS Brar, Addl. Advocate General, Haryana.

Amol Rattan Singh, J. (Oral)

All the 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.

By this petition filed under the provisions of Article 226/227 of the Constitution of India, the petitioner seeks issuance of a writ in the nature of mandamus, directing the respondent to step up his pay at par with respondent no.5, who is stated to be junior to the petitioner but getting more salary as compared to the petitioner, in violation of the judgments passed by this court.

Learned counsel for the petitioner relies upon the orders passed by this court in CWP no.8318 of 2010, decided on 28.04.2011 and in CWP no.17280 of 2011, decided on 07.08.2012 (copies Annexure P-3 and P-4 respectively), to submit that the petitioner is entitled to the same concession.

Notice of motion, with Mr. RKS Brar, learned Addl. Advocate General, Haryana, accepting notice on behalf of the respondents, at the asking of the court.

Without making any comment on the merits of the case, this

petition is disposed of with a direction to the competent authority amongst the respondents to treat the present writ petition as a representation and to pass a speaking order as regards the grievance of the petitioner within a period of three months from the date of receipt of a certified copy of this order.

If the petitioner is found entitled to the relief claimed by him, any amount due to him would be released to him within a period of three months thereafter, of course restricting arrears (if any) to be paid, to a period of 3 years and 2 months prior to the filing of this writ petition.

28.09.2020
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(AMOL RATTAN SINGH)
JUDGE

Whether reasoned/speaking: Yes
Whether reportable: No