

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

CWP No.14727 of 2020 (O&M)

Date of decision: 17.09.2020

Zora Singh and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR.JUSTICE H.S. MADAAN

Present: Mr. N.P. Sharma, Advocate for the petitioners.

H.S. MADAAN, J. (Oral)

Case taken up through video conferencing.

Petitioner Zora Singh, aged about 68 years, is said to have retired as Assistant Engineer from the office of Executive Engineer, Inspection and Quality Control Division, Ranjit Sagar Dam, Shahpur Kandi, District Pathankot, whereas, Sh. Swarn Singh (since dead) now represented by his wife Smt. Sarbjit Kaur had also statedly retired in that very capacity from the office of Executive Engineer, Abohar Canal Division. C.C. Abohar.

The grouse of the petitioners is that benefit of Assured Career Progression Scheme as formulated vide policy circular/notification dated 03.11.2006 along with all consequential benefits has not been granted to them despite the fact that they had served a legal notice dated 16.08.2020 (Annexure P9) upon the respondents before filing of the writ petition. As such, they have brought instant civil writ petition under Articles 226/227 of the Constitution of India against

the respondents.

The petitioners are relying upon judgments delivered by this Court in CWP-16446-2010 titled as Jaswinder Singh Bedi & Ors. Vs. State of Punjab & Ors., State of Punjab & Ors. Vs. Jaswinder Singh Bedi & Ors. in LPA-244-2014 and Satbir Singh Vs. State of Haryana 2002(2) SCT 354 etc.

Notice of motion.

Mr. Vikas Mohan Gupta, Addl. AG, Punjab, accepts notice on behalf of respondent-State.

Learned counsel for the petitioners states that the petitioners would be satisfied if a direction is issued to the respondents to consider the legal notice dated 16.08.2020 (Annexure P9) got served by the petitioners upon the respondents within a fixed time frame.

Learned State counsel states that the respondents would abide by any direction issued by this Court in that regard.

Keeping in view the facts and circumstances of the case and in order to avoid unnecessary litigation between the parties, the present writ petition is disposed of, directing the respondents to consider the legal notice dated 16.08.2020 (Annexure P9) and if some action in the matter is warranted, then the needful be done within a period of two months from the date of receipt of certified copy of the order.

17.09.2020

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(H.S. MADAAN)
JUDGE

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No