

S.No.115

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

CWP No.15991 of 2020 (O&M)

Date of Decision:01.10.2020

Dr. Renuka Goyal

.....Petitioner

Vs.

The State of Punjab and others

.....Respondents

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IN VIRTUAL COURT

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CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Sahil Khunger, Advocate for the petitioner.

Rajbir Sehrawat, J.(Oral)

The present petition has been filed by the petitioner under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus or any other writ, order, or direction directing the respondents to release the arrears of Area/ Special incentive to the petitioner for the period while the petitioner was posted at Sr. Muktsar Sahib as Medical Officer.

Referring to the order of the government, dated 09.07.2015 (Annexure P.1), learned counsel for the petitioner has submitted that being a gynecologist posted at District Hospital, Sri Muktsar Sahib, the petitioner was entitled to special incentive for the period of her posting at that place.. However, the amount payable to the petitioner was deliberately withheld. Thereafter, the petitioner has even made a representation and even served a legal notice dated 27.08.2020 (Annexure P.4). However, no action has been taken thereupon. It is further submitted by counsel for the petitioner that, at this stage, the petitioner would be satisfied if the respondents are directed to

consider the claim of the petitioner and to take a conscious decision thereupon within time bound manner.

Notice of motion.

Ms. Kanica Sachdeva, AAG, Punjab, accepts notice on behalf of the respondents.

Learned State Counsel has submitted that the State is not averse to consider the claim of the petitioner and to take a decision thereupon expeditiously.

In view of the above, the present petition is disposed of with a direction to respondent No.1 to take a conscious decision upon the legal notice served by the petitioner within a period of three months from the date of receipt of the certified copy of this order.

Disposed of.

October 01, 2020
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(RAJBIR SEHRAWAT)
JUDGE

Whether Speaking/reasoned
Whether Reportable

Yes/No
Yes/No