

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.20214 of 2020
Date of decision: 26.11.2020

Anil Ashma and another

...Petitioners

Versus

The State of Punjab and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr.Gurbachan Singh, Advocate,
for the petitioners.

Ritu Bahri, J.

Petitioners are seeking direction to the respondents to fix their pay after granting them the benefit of higher scale of Superintendent, Grade-II as per Government letter/instructions dated 17.07.2002 (Annexure P-7) and the judgment passed by this Court in Harbhajan Singh Khunger and others vs. State of Punjab and others, CWP No.10495 of 2016, decided on 24.05.2019 (Annexure P-5).

In the present case, after superannuation, petitioner No.1 retired on 30.11.2015 and petitioner No.2 retired on 31.12.2016. Learned counsel for the petitioners states that after passing of the judgment dated 24.05.2019 (Annexure P-5), Department of Water Supply & Sanitation, Punjab has issued a letter dated 27.08.2019 (Annexure P-6) to the Chief Engineer (South) Water Supply & Sanitation Department, Nabha Road, Patiala that the Government has now decided not to file appeal against the judgments

retirement, got served a legal notice dated 15.07.2020 (Annexure P-8) upon the respondents, but no action has been taken thereon till date.

Notice of motion.

On the asking of the Court, Ms. Akshita Chauhan, AAG, Punjab, accepts notice on behalf of respondent-State.

Without expressing any opinion on the merits of the case, this petition is disposed of by giving direction to the respondents to look into the legal notice dated 15.07.2020 (Annexure P-8) and pass a speaking order thereon in accordance with law, within a period of three months from the date of receipt of certified copy of this order. If, the petitioners are found entitled to the above said benefit, same shall be released/extended to them within next one month.

26.11.2020
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No