

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

CWP-1280-2021 (O&M)

Date of decision:05.02.2021

Rachna Loona

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr.Gopal Singh Nahel , Advocate for the petitioner

ANIL KSHETARPAL, J.

The petitioner prays for stepping up her pay equivalent to her junior. It is alleged that since 2008 her junior is being paid more salary than her. The petitioner made representation which was accepted on 14.10.2015 and her pay was re-fixed. However, the petitioner on not being satisfied, kept representing. On 03.05.2016, the previous order passed regarding re-fixing her pay was withdrawn by the respondents. A specific order in this regard was passed. The petitioner has challenged the correctness of the aforesaid order by filing a writ petition in January, 2021.

Learned counsel for the petitioner contends that the petitioner kept representing to the Department but the Department has failed to take any action.

Mere making of representation or inaction on the part of the Department does not extend the period of limitation. In the present case, a specific order Annexure P-10 was passed on 30.05.2016. Once the

petitioner has failed to assail its correctness within the prescribed time, her right to sue has come to an end. Otherwise also, the writ petition suffers from unexplained delay of more than 4 ½ years. Hence, the writ petition is dismissed on the ground of delay and latches.

05.02.2021		(ANIL KSHETARPAL)
rekha		JUDGE
Whether speaking/reasoned	Yes /No	
Whether Reportable	Yes / No	