

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

CWP-1473-2021

Date of Decision: 27.01.2021.

Jagbir Singh and others

...Petitioners

Versus

Punjabi University, Patiala and others

....Respondents

CORAM: HON'BLE MR JUSTICE ARUN MONGA

Present : Mr. Hardeep Singh Saini, Advocate,
for the petitioners.

Mr. Ajaivir Singh, Advocate,
for the respondents.

(Presence marked through video conference).

ARUN MONGA, J. (ORAL)

Petition herein is under Article 226 of Constitution of India seeking issuance of a writ in the nature of mandamus directing the respondents to pay the last 5 months pending salary along with interest @ 9% to the petitioners as the respondents have withheld the same without any reason.

2. Learned counsel for the petitioners submits that petitioners caused issuance of legal notices dated 06.11.2020 and 20.11.2020 (Annexures P-5 and P-6), but the same have not been adverted by the respondents till date. Hence, the writ petition.

3. Learned counsel for the petitioner submits that he would be satisfied, at this stage, if a final decision is taken on the legal notice dated 20.11.2020 (Annexure P-6).

4. Notice of motion.

5. Mr. Ajaivir Singh, Advocate, who has joined proceedings on service of advance copy of the petition, accepts notice on behalf of the

respondents. Learned counsel for the respondents, in all fairness, submits that he would follow up the pending representation/legal notice of the petitioners with the competent authority in the department and make the request to pass appropriate orders, in accordance with law.

6. Given the nature of order being passed, there is no necessity to seek return by any of the respondents, as no further proceedings and/or pleadings are required.

7. Without commenting anything on the merits of the case, writ petition is disposed of with a direction to the competent authority to look into the grievance of the petitioners as per legal notice dated 20.11.2020 (Annexure P-6) and also by keeping in view the contentions stated in the present petition by treating the same as supplementary representation and decide the same by passing a speaking order, in accordance with law.

8. Since the case of the petitioners is that they are living in penury, for no fault of theirs, as the salary has not been paid to them despite their having rendered work for the commensurate period of the past 6 months, it would be appreciated that the competent authority takes up their case on priority basis on humanitarian grounds and pass appropriate orders, in accordance with law.

9. Let the needful be done within a period of 45 days from today.

10. Disposed of accordingly.

January 27, 2021
vandana

(ARUN MONGA)
JUDGE

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No