

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH.

(121)

CWP-3238-2021

Date of Decision: February 12, 2021

Davinder Singh and others

.. Petitioners

Versus

State of Punjab and another

.. Respondents

(Through video conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. R.K. Arora, Advocate, for the petitioners.

Ms. Sunnint Kaur, Assistant Advocate General, Punjab.

HARSIMRAN SINGH SETHI, J.(ORAL)

In the present writ petition, the prayer of the petitioners is that the petitioners are entitled for the pay scale which is equivalent to the Agriculture Development Officers in terms of the judgment rendered by this Court in CWP No.21483 of 2013 and CWP No.18663 of 2013, decided on 27.11.2017 (Annexure P-4), which order has already been implemented qua the similarly situated employees but the petitioners have not been given the benefit of the same on the ground that they were not parties to the said writ petition.

Learned counsel for the petitioners submits that whosoever is approaching this Court, only their cases are being considered for the grant of the benefit, which act is contrary to the settled principle of law settled by the Division Bench of this Court in Satbir Singh Vs. State of Haryana, 2002(2) S.C.T. 354.

The prayer of the petitioners is for giving direction to the respondents to consider the claim of the petitioners for the grant of pay scale equivalent to that of Agriculture Development Officers.

Learned counsel for the petitioners submits that for the relief which has been claimed in the present writ petition, the petitioners have already approached the respondents by serving upon them a legal notice dated 17.03.2020 (Annexure P-12) which is still pending consideration with the respondents and the petitioners will be satisfied at this stage, in case a time bound direction is issued to the respondents to decide the said legal notice by passing an appropriate speaking order.

Notice of motion.

Ms. Sunnint Kaur, learned Assistant Advocate General, Punjab, who has joined the proceedings through video conference, keeping in view the service of advance copy of petition, accepts notice on behalf of the respondents and raises no objection for deciding the legal notice of the petitioners in a time bound manner by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioners for the relief which has been claimed by them in the legal notice dated 17.03.2020 (Annexure P-12), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 17.03.2020 (Annexure P-12) within a period of three months from the receipt of copy of this order.

(HARSIMRAN SINGH SETHI)
JUDGE

February 12, 2021
harsha

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