

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.4538 of 2021
Date of decision: 26.02.2021

Joginder Singh and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: *HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI*

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

Ms. Sunint Kaur, AAG, Punjab.

Harsimran Singh Sethi, J. (Oral)

In the present writ petition, the prayer of the petitioners is that they are entitled for the grant of revised pay scale with regard to the skilled and semi-skilled jobs keeping in view the order passed by the respondent-State on 26.04.2018 and also keeping in view the decision of this Court passed in CWP No.7001 of 2013 titled as **Daljeet Singh and others vs. State of Punjab and others**. Learned counsel for the petitioners submits that the claim of the petitioners for the grant of the benefit, which has already been allowed to the similarly situated employees, is not being considered by the respondents on the ground that there is no order passed by the competent Court of law in their favour. Learned counsel for the petitioners argues that once, the similarly situated employees were held entitled for the similar benefit, it is the duty of the respondent-State to grant the said benefit to all the similarly situated employees without forcing them

to approach this Court.

Learned counsel for the petitioner further submits that for the relief, which is being claimed in the present writ petition, the petitioners have already served a legal notice dated 06.12.2020 (Annexure P/18), 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 respondent No.1 to decide the said legal notice.

Notice of motion.

Ms. Sunint Kaur, AAG, Punjab who has joined the proceedings through video conference, keeping in view the service of advance copy of petition accepts notice on behalf of respondent-State and raises no objection in deciding the legal notice dated 06.12.2020 (Annexure P/18) served by the petitioners in a time bound manner.

In view of the above, without expressing any opinion on the merits of the case or the claim being made by the petitioners, the respondent No.1 is directed to decide the legal notice dated 06.12.2020 (Annexure P/18) served by the petitioners by passing a speaking order within a period of three months from the date of receipt of a copy of this order.

Present writ petition stands disposed of.

February 26, 2021

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(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No