

CWP-6030-2021

Date of decision: 01.09.2021

Ram Lal

.....Petitioner

versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH**Present:** Mr. Mukesh Arora, Advocate
for the petitioner.**FATEH DEEP SINGH, J. (ORAL)**

Due to outbreak of pandemic COVID-19, the instant case is being taken up for hearing through video conferencing.

The petitioner has invoked the jurisdiction of this Court seeking prayer by way of writ of *certiorari* for quashing the order dated 20.01.2020 (Annexure P-1) passed by respondent No.3 vide which the pay of the petitioner is wrongly fixed by not following the rules of Pay Fixation as contained in Chapter IV of Punjab Civil Services Rules and provisions of Assured Career Progression Scheme No.7/37/98-5PPI/12851 dated 25.09.1998 (Annexure P-2) and New Assured Career Progression Scheme dated 03.11.2006 (Annexure P-3) and the instructions issued from time to time and writ of *mandamus* for issuance of direction to the respondents to re-fix the pay while following the rules and government instructions issued

from time to time and to make the payment of arrears of pension and other retiral benefits on the basis of last pay fixed in accordance with fixation of pay mentioned in Para No.4 of the petition along with interest @18% per annum thereon.

Notice of motion to the official respondents.

Ms. Simran Grewal, AAG, Punjab puts in appearance and accepts notice on behalf of the official respondents-State. Copy supplied.

Heard.

Upon hearing learned counsel of both the sides and on perusal of the records, the present petition stands disposed off with the directions to the official respondents to consider the legal notices dated 23.05.2020 (Annexure P-5) as representation moved by the petitioner and decide the same in accordance with law, by passing a speaking order preferably within a period of one month from the date of receipt of the certified copy of this order.

If found entitled and if there is no impediment for the release of payment, the same be granted to the petitioner without any delay, as per law.

The petition stands disposed off accordingly.

01.09.2021

Neha

**(FATEH DEEP SINGH)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No