

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

114

**CWP No.9125 of 2021
Decided on : 28.04.2021**

Satyawan

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present: Mr. Rajesh Gupta, Advocate for the petitioner.

(The proceedings have been conducted through video
conferencing, as per instructions.)

G.S. Sandhawalia, J. (Oral)

The petitioners in the present writ petition filed under Articles 226/227 of the Constitution of India seek directions for deciding his legal notice dated 14.01.2021 (Annexure P-2) as the benefits of improved pay structure has not been paid. It is submitted that recommendation has been made vide letter dated 22.05.2020 (Annexure P-1) by respondent No.3-Senior Medical Officer, Community Health Centre, Kalka.

Counsel submits that the petitioner has retired on 30.04.2020 and the grouse as such is that he is getting pension of basic pay of Rs.64,100/-, which is required to be fixed @ Rs.65,200/-, as per Haryana Civil Services (Assured Career Progression) Rules, 2016. The necessary recommendations are stated to have been made on 19.01.2021 (Annexure P-3) from respondent No.6 to respondent No.3.

Notice of motion.

Mr. Shivendra Swaroop, AAG, Haryana accepts notice on behalf of the respondents. Soft copy of the paper-book be supplied to him during the course of the day.

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Keeping in view the fact that the decision making is still incomplete, no useful purpose will be served to call upon the respondents for filing reply, as it would cause inordinate delay in deciding the proceedings.

Accordingly, without commenting upon the merits of the case or entitlement of the petitioner, the present petition is disposed of with the directions to respondent No.2 to take a decision on the legal notice dated 14.01.2021 (Annexure P-2) within a period of two months from the receipt of the certified copy of this order. In case the petitioner is held entitled for the said benefit, the same be released to him within a period of two months, thereafter. In case the relief is to be denied, reasoned order be passed and communicated to the petitioner forthwith.

Disposed of.

April 28, 2021
Naveen

**(G.S. SANDHAWALIA)
JUDGE**

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No