

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

117

=====

IN VIRTUAL COURT

=====

**CWP No. 12324 of 2021
Decided on: 12.7.2021**

Satpal Mor and others

.....Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Lalit Rishi, Advocate, for the petitioners

Rajbir Sehrawat, J.(Oral)

This is a petition filed under Article 226 of the Constitution of India seeking issuance of a writ in the nature of certiorari quashing the action of the respondents in not granting the benefit of the ACP Scale/Upgradation of scale despite the fact that the claim of the petitioners has been considered and allowed by Board of Administrators in its meeting held on 17.8.2017 (Annexure P-7) and even the office of Advocate General, Haryana vide opinion dated 10.4.2019 (Annexure P-9) had opined in favour of the petitioners. Further prayer of the petitioner is for issuance of directions to the respondents to grant the benefit of ACP Scale/Upgradation of pay scale to the petitioners w.e.f. the date they became eligible for the same; along with arrears @ 18% interest.

At the outset, counsel for the petitioners submits that, at this stage, the petitioners would be satisfied if the respondents take a conscious decision on the representation of the petitioners dated 21.12.2020 (Annexure P-12) and

pass a speaking order thereon, within a time frame.

Notice of motion.

Mr. Harish Rathee, DAG, Haryana accepts notice on behalf of respondents No.1 and 2 and Mr. Rajvir Singh Sihag, Advocate put in appearance on behalf of respondent No.3. Even counsel for the respondents are not averse to the expeditious disposal of the claim of the petitioners.

In view of the above, the present petition is disposed of with a direction to respondent No.3 to decide the representation of the petitioners dated 21.12.2020 (Annexure P-12) and take a conscious decision thereon by passing a speaking order; within a period of 3 months from the date of receipt of the certified copy of this order.

It is further ordered that if the petitioners are found entitled to any pecuniary benefits upon such a conscious decision; then the said pecuniary benefits shall also be released to the petitioners within a further period of 3 months; from the date of such conscious decision of the authorities.

(RAJBIR SEHRAWAT)
JUDGE

12.7.2021
Ashwani

Speaking/Non-speaking : Yes/No
Reportable/Reasoned : Yes/No