

CWP-12460-2021

Date of decision: 13.07.2021

Suresh Kumar Garg and others

.....Petitioners

versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH**Present:** Mr. Vikas Chatrath, Advocate
for the petitioners.**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 petitioners have invoked the jurisdiction of this Court in terms of Articles 226/227 of the Constitution of India seeking prayer by way of writ of *certiorari* for quashing the memo dated 29.04.2010 (Annexure P-5) vide which the benefit of Assured Career Progression (ACP) Scheme as formulated vide Policy Circular dated 03.11.2006 (Annexure P-4) has been declined to the category of Junior Engineers/Assistant Engineers working in the Department and to issue a writ of *mandamus* directing the respondents to grant benefit of Assured Career Progression Scheme (ACP Scheme) as

formulated vide Policy Circular dated 03.11.2006 (Annexure P-4) along with all the consequential benefits like re-fixation of pay/pension and to pay the arrears along with interest @ 18% per annum from the date of its accrual till its realization and allow the petitioners to submit their options in the light of the judicial pronouncements in their favour and especially when the State has accepted the benefits while passing the speaking order on 03.08.2017 (Annexure P-22).

Notice of motion to the official respondents.

Mr. Shireesh Gupta, Senior DAG, 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 notice dated 12.09.2020 (Annexure P-20) moved by the petitioners 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.

The petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

13.07.2021

Neha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No