

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(127)

CWP-14121-2021

Date of Decision : July 29, 2021

Surjit Singh (Retd.)

.. Petitioner

Versus

State of Punjab and others

.. Respondents

(Through Video Conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Dharampal, Advocate and
Mr. H.K. Brinda, Advocate, for the petitioner.

Mr. Charanpreet Singh, Assistant Advocate General, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for petitioner argues that the pay of the petitioner has not been fixed properly with effect from 01.01.2006 and the petitioner is being prejudiced as he is not being granted the pay as well as the pension which he is entitled for.

Learned counsel for the petitioner submits that the said grievance has already been brought to the notice of the authorities and the Senior Superintendent of Police, Gurdaspur, has already written to Accountant General, Punjab for rectifying the said mistake and re-fix the salary of the petitioner with effect from 01.01.2006 and consequent pension. Learned counsel for the petitioner further submits that though the said letter was written in June, 2019, but even after expiry of two years, no action has been taken by the respondents so far in granting the relief to the petitioner, which he is fully entitled for.

Learned counsel for the petitioner further submits that the petitioner has already raised the said grievance with the respondents through

legal notice dated 19.03.2020 (Annexure P-4) which is still pending consideration with the authorities and respondents No. 3 and 4 be directed to decide the same in a time bound manner by passing an appropriate speaking order.

Notice of motion.

Mr. Charanpreet Singh, learned Assistant Advocate General, Punjab, who has joined the proceedings through video conference, keeping in view the service of advance copy of petition, accepts notice on behalf of the respondents and raises no objection for deciding the legal notice dated 19.03.2020 (Annexure P-4) of the petitioner by respondents No. 3 and 4 in a time bound manner by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by him in the legal notice dated 19.03.2020 (Annexure P-4), the present writ petition is disposed of with a direction to respondents No. 3 and 4 to decide the said legal notice dated 19.03.2020 (Annexure P-4) within a period of three months from the receipt of copy of this order.

In case, after passing of the speaking order, it is found that the petitioner is entitled for the monetary benefits, the same should also be paid to the petitioner within a period of one month thereafter. In case, the petitioner raises grievance with regard to the grant of interest on the said benefit, the same should also be considered by the authorities concerned while passing the speaking order.

July 29, 2021
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No