

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

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IN VIRTUAL COURT

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**CWP No. 14719 of 2021
Decided on : 5.8.2021**

Rajbir Singh

.....Petitioner

Versus

The State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Jamshed Ahmed, Advocate, for the petitioner

Rajbir Sehrawat, J.(Oral)

This petition has been filed under Articles 226/227 of the Constitution of India seeking issuance of a writ in the nature of mandamus, directing the respondents to grant the Dearness Allowances to the petitioner on his old pay and to release the pending DA amount since 2014. Further prayer of the petitioner is for re-fixation of his pay as per the rules.

At the outset, counsel for the petitioner submits that, at this stage, the petitioner would be satisfied if the respondents take a conscious decision on the legal notice of the petitioner dated 14.2.2020 (Annexure P-12) and pass a speaking order thereon, within a time frame.

Notice of motion.

Mr. Rajesh Gaur, Addl. AG, Haryana accepts notice on behalf of respondents. Even counsel for the respondents is not averse to the expeditious disposal of the claim of the petitioner.

In view of the above, the present petition is disposed of with a direction to respondent No.3 to decide the legal notice of the petitioner dated

14.2.2020 (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 petitioner is found entitled to any pecuniary benefits upon such a conscious decision; then the said pecuniary benefits shall also be released to the petitioner within a further period of 3 months; from the date of such conscious decision of the authorities.

(RAJBIR SEHRAWAT)
JUDGE

5.8.2021

Ashwani

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