

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

125

**CWP No.14840 of 2021
Decided on : 05.08.2021**

Pawan Kumar and others

... Petitioners

Versus

State of Haryana and others

... Respondents

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

Present: Mr. Parth Goyal, Advocate for the petitioners.

(The proceedings are being 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 issuance of a writ in the nature of mandamus directing the respondents to grant the House Rent Allowance (HRA) @ 20% of pay in the pay band plus grade pay in the pre-revised pay scale from the date of their appointment till 31.07.2019, as they were paid the HRA @ 10% on the basic pay of pre-revised pay scale and, therefore, they claim the balance amount.

Counsel at the outset submits that legal notices dated 14.01.2020 (Annexure P-14), 09.01.2021 (Annexure P-15) and 03.02.2020 (Annexure P-16) have already been served upon the respondents for the above said claim.

He further submits that in a similar matter i.e. **CWP-29139-2019 'Meenu Kaushik and others Vs. State of Haryana and others'** decided on 04.10.2019 (Annexure P-17), directions have been issued to decide the representations of the petitioners and in pursuance of said order benefits have been granted to the petitioners. In such circumstances, he only presses for decision on the legal notices.

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-2-

Notice of motion.

Mr. Harish Kumar Nain, AAG, Haryana accepts notice on behalf of the respondents.

Keeping in view the limited controversy as such and since the decision making is still incomplete, no useful purpose will be served to call upon the respondents for filing reply, as it would cause further delay in deciding the proceedings.

Accordingly, without commenting upon the merits of the case or the entitlement of the petitioners, the present petition is disposed of with the directions to respondent No.3 to take a decision on the legal notices dated 14.01.2020 (Annexure P-14), 09.01.2021 (Annexure P-15) and 03.02.2020 (Annexure P-16) within a period of 3 months from the receipt of the certified copy of this order. In case the petitioners are held entitled for the relief sought, payment be made immediately thereafter. In case the relief is to be denied, speaking order be passed and communicated to the petitioners forthwith.

Disposed of.

August 05, 2021
Naveen

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No