

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.15104 of 2021

Date of decision:10.08.2021

Asha and another ... Petitioners

Versus

State of Haryana and others ... Respondents

CORAM : Hon'ble Mr. Justice G.S.Sandhawalia

Present: Mr. Ramesh Hooda, Advocate,
for the petitioners.

(The proceedings are conducted through video
conferencing, as per instructions.)

G.S. Sandhawalia, J. (Oral)

In the present petition, filed under Articles 226/227 of the Constitution of India, the petitioners seek directions to grant one additional increment to the petitioners w.e.f. 01.01.2019 as per the policy dated 24.10.1990 (Annexure P-1) on account of having obtained 3rd position in All India Civil Services Kabaddi Tournament, Bhopal (Madhya Pradesh) 2018-2019. Reliance has been placed upon the similar relief granted to their team member Suman Bala vide letter dated 04.05.2021 (Annexure P-11), after a direction was issued by this Court in CWP No.2803 of 2021 on 09.02.2021 (Annexure P-10).

Counsel for the petitioners has submitted that a legal notice dated 30.10.2020 (Annexure P-7), on behalf of petitioner no.1, and in similar circumstances, representation dated 22.02.2019 (Annexure P-8) on behalf of petitioner no.2, have already been served upon the respondents for the necessary relief. It is further submitted that the office of respondent no.2, instead of deciding the aforesaid legal notice, has forwarded it to respondent no.3 on 24.01.2020 (Annexure P-9) to take action at his own level.

Keeping in view the aforesaid circumstances, this Court does not feel it necessary to call upon the respondents to file reply which only would delay the decision making process.

Thus, without commenting upon the merits of the case and the entitlement of the petitioners for the relief claimed, the present petition is disposed of with a direction to respondent nos.2 to 4 to decide the legal notice dated 30.10.2020 (Annexure P-7) and representation 22.02.2019 (Annexure P-8) within a period of two months from the date of receipt of certified copy of this order.

Respondents shall also keep in mind that on a similar occasion, Smt. Suman Bala has already been granted the said benefit vide order dated 04.05.2021 (Annexure P-11). In case the petitioners are found entitled for the claim made, affirmative action be taken at the earliest. In case there is any legal impediment, as such, to deny the relief claimed, a reasoned order be passed and intimated to the petitioners.

The writ petition stands disposed of.

August 10, 2021
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(G.S. Sandhawalia)
Judge

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No