

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

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CWP-15536-2021

Decided on : 07.09.2021

Mubassar Hussain

... Petitioner

Versus

State of Haryana and others

... Respondents

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

Present: Mohammad Arshad, Advocate, for the petitioner.

Ms.Kirti Singh, DAG, Haryana.

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

G.S. Sandhawalia, J. (Oral)

Prayer in the present writ petition, filed under Articles 226/227 of the Constitution of India, is for issuance of directions to the respondents to release the arrears w.e.f. 01.07.2014 as stipulated in the order dated 07.09.2020 (Annexure P-5) which has been fixed by respondent No.3 revising the pay of the petitioner to that of his junior employee namely, Mohd.Haroon. It is, thus, a simple case of the petitioner that the financial benefits of the said order (Annexure P-5) having not been disbursed to him.

Counsel for the petitioner submits that he would be satisfied if a direction is issued to decide the legal notice dated 13.07.2021 (Annexure P-6) by respondent No.2 within a fixed time-frame.

Notice of motion.

Ms.Singh 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.

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Accordingly, without commenting on the merits of the case or the entitlement of the petitioner, the present petition is disposed of with the direction to respondent No.2 to take a decision on the legal notice dated 13.07.2021 (Annexure P-6) within a period of 2 months from the receipt of the certified copy of this order. Since the petitioner has been held entitled for the relief sought, the effect of necessary financial benefits be implemented. In case there is any legal impediment and the relief is to be denied, speaking order be passed and communicated to the petitioner.

September 07, 2021

Sailesh

**(G.S. SANDHAWALIA)
JUDGE**

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No