

CWP-20189-2021

Date of decision : October 11, 2021

Narender Kumar

.....Petitioner

Versus

State of Haryana and others

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr.Sunil Kumar Bhardwaj, Advocate for the petitioner.

Mr. Harish Nain, AAG, Haryana.

LISA GILL, J.

This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

Petitioner claims to be similarly situated as the petitioner in CWP-23238-2012. It is submitted that petitioner was entitled to appointment on the post of PGT Physics (HES II) w.e.f. 14.12.2013 but necessary order in this respect was passed on 01.12.2013 wherein it is observed that:

“ The benefit of anti-dated appointment i.e. 14.12.2013 will be admissible to him only for notional pay fixation and seniority and actual financial benefits will be admissible to him from the date he joins his duty as PGT Physics.”

However, in view of all the arrears being released to a similarly situated employee, petitioner, it is stated, is entitled to the same relief.

Notice of motion.

Mr. Harish Nain, AAG, Haryana accepts notice on behalf of the respondents. Advance copy of writ petition stands supplied.

At this stage, learned counsel for the petitioner restricts the prayer for a decision on legal notice dated 10.10.2017, Annexure P-8, submitted by the petitioner, in a time bound manner.

Learned counsel for the respondent-State does not raise serious objection to the restricted prayer.

Keeping in view the limited prayer addressed, facts and circumstances of the case but without expressing any opinion on the merits thereof, this writ petition is disposed of with a direction to the competent authority, to decide legal notice dated 10.10.2017, Annexure P-8, filed by the petitioner including the question of delay, if any, by passing a speaking order, within three months from the date of receipt of certified copy of this order.

October 11, 2021
Rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No

Whether reportable: Yes/No