

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

124

=====

IN VIRTUAL COURT

=====

**CWP No. 20315 of 2021
Date of decision : 5.10.2021**

Dr. Saroj Malik

.....Petitioners

Vs.

State of Haryana and another

.....Respondents

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Ketan Antil, 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 certiorari for quashing the condition imposed in the order dated 20.3.2017 (Annexure P-1), vide which the petitioner is precluded from claiming the pay scale for the post of Principal. Further prayer of the petitioner is for issuance of directions to the respondents to grant the full salary to the petitioner for the post of Principal, for the period when he has served/worked as Principal current duty charge i.e. 22.3.2017 to 28.6.2019 and its arrears along with interest.

At the outset, counsel for the petitioner submits that the petitioner would be satisfied if the respondents pass a speaking order on the claim of the petitioner 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.2 to decide the claim of the petitioner 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

5.10.2021

Ashwani

Speaking/Reasoned	:	Yes/No
Reportable	:	Yes/No