

124IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-23618-2021
Date of Decision: 22.11.2021

ASHWANI KUMAR AND OTHERS

...Petitioners

Versus

STATE OF HARYANA AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. Namit Kumar, Advocate
for the petitioners.

Mr. Saurabh Mohunta, D.A.G., Haryana.

(Presence marked through video conference)

ARUN MONGA, J. (ORAL)

Petitioners herein, *inter alia*, seek issuance of a writ in the nature of *mandamus* directing the respondents to grant the benefit of 1st ACP w.e.f. 2006/2007 on completion of 10 years' service instead from the date of passing the Kanungo Examination, claiming benefit of judgment rendered in CWP No.15840 of 2015 (Annexure P-2), upheld in LPA No.174 of 2017 (Annexure P-3) and in SLP (Civil) Diary No.39267/2017 (Annexure P-4), with all consequential benefits.

2. Learned counsel for the petitioners submits that qua their grievance, petitioners caused issuance of a Justice Demand Notice dated 05.02.2021 (Annexure P-7), the same has not been adverted by the respondents till date. Hence, the instant petition.

3. Learned State counsel, on advance service, joins proceedings and submits that competent authority shall take appropriate decision on the pending Justice Demand Notice dated 05.02.2021 (Annexure P-7).

4. Given the nature of order being passed, there is no necessity to seek return by any of the respondents as no further proceedings and/or pleadings are required.

5. Without commenting on the merits of the case, the writ petition is disposed of with a direction to the competent authority to look into the grievance of the petitioners as per Justice Demand Notice dated 05.02.2021 (Annexure P-7) and also by keeping in view the contentions raised in the present petition by treating the same as supplementary representation and take a decision, in accordance with law. It is expected of the competent authority to go through the judgments as cited in the legal notice.

6. Let the needful be done as expeditiously as possible.

7. Disposed of accordingly.

November 22, 2021

gurpreet

(ARUN MONGA)

JUDGE

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No