

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

106

CWP No.22674 of 2020 (O&M)

Date of decision:18.03.2021

Sukhwinder Singh

... Petitioner

Versus

State of Haryana and others

... Respondents

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

Present: Ms. Nisha, Advocate, for
Mr. Vikram Sheoran, Advocate, for the petitioner.

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

G.S. Sandhawalia, J. (Oral)

CM No.2090-CWP of 2021

The present application, filed for placing on record Annexure
P-4, is allowed.

Annexure P-4 is taken on record.

CM stands disposed of.

CWP No.22674 of 2020

In the present petition, filed under Articles 226/227 of the
Constitution of India, the petitioner seeks release of arrears along with
interest on account of the work done by the petitioner on the post of DTH
Chowkidar w.e.f. 01.04.2008 to May, 2020. The said relief is prayed in terms
of the order passed by this Court in a Bunch of cases, the lead case of which
is bearing LPA No.1273 of 2018 titled as “**State of Haryana and others vs.
Devender**”, decided on 20.02.2019.

Perusal of the said order dated 20.02.2019 (Annexure P-4)
would go on to show that 4288 Chowkidars were appointed to ensure the
safety of EDUSAT equipments, who were to be given honorarium at par

with the Revenue Chowkidars. The State Government had taken a decision in principle, as such, to grant the said honorarium.

Counsel for the petitioner submits that legal notice dated 05.06.2020 (Annexure P-3) has been served upon the respondents for the necessary relief.

Notice of motion.

Mr. RKS Brar, Addl. A.G., Haryana, accepts notice on behalf of the respondents and submits that he has the instructions, as such, that the payment of ₹1,59,730/- has been made to the petitioner till July, 2017.

Keeping in view the above facts, this Court does not deem it necessary to further proceed with the controversy since the decision making on the legal notice has not been done.

Accordingly, without commenting upon the entitlement of the petitioner and keeping in view the undertaking which was given before the Division Bench, respondent no.3-Competent Authority is directed to take a decision on the legal notice dated 05.06.2020 (Annexure P-3) within a period of four weeks from the date of receipt of certified copy of this order by passing a reasoned order. In case any amount is still due and the petitioner is found entitled for the said amount, the said amount be disbursed to the petitioner within a period of one month thereafter.

The writ petition is disposed of with the aforesaid directions.

March 18, 2021
vinod*

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No