

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(115)

CWP No. 3882 of 2022

Date of Decision : 15.09.2022

Devender Kumar and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Mazlish Khan, Advocate for the petitioners.

Harsimran Singh Sethi J. (Oral)

In the present petition, the grievance of the petitioners is that though, the petitioners are working on contract basis and are being paid the minimum of pay scale but, the Dearness Allowance for which the petitioners are entitled for, are not being given and that too without any valid justification. Learned counsel for the petitioners submits that even as per the judgment of Hon'ble Supreme Court of India in ***State of Punjab and others Vs. Jagjit Singh and others***, 2016(4) SCT 641, the petitioners are entitled for the grant of Dearness Allowance along with the minimum of the pay scale. Learned counsel for the petitioners submits that petitioners have already raised the said grievance in the representation dated 05.01.2022 (Annexure P-7), which is still pending consideration with the respondents and petitioners will be satisfied, at this stage, in case a direction is issued to

respondent No. 2 to decide the same by passing an appropriate speaking

order in a time bound manner.

Notice of motion.

On the asking of the Court, Mr. Harish Nain, learned Assistant Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondent-State and raises no objection in deciding the representation dated 05.01.2022 (Annexure P-7) in a time bound manner by passing an appropriate speaking order.

In view of the pleadings in the present petition, without expressing any opinion on the merits of the case or the claim being made by the petitioners in the representation, respondent No. 2 is directed to decide the representation dated 05.01.2022 (Annexure P-7), by passing a speaking order within a period of eight weeks from the receipt of copy of this order.

Present writ petition stands disposed of.

September 15, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No