

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

CWP-4131-2020 (O&M)

Date of Decision: 06.09.2022

ArunRana and others

.....Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Ramesh Goyat, Advocate
for the petitioners.

Mr. R.K.S. Brar, Addl.A.G., Punjab.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of Mandamus for directing the respondent-department to grant minimum scale prescribed for the posts such as Lab Technician, Laboratory Attendant, Hospital Worker, Driver, Record Officer and Staff Nurse etc. , claiming parity with regular staff. Reliance is placed on Supreme Court judgment rendered in ***State of Punjab vs. Jagjit Singh, 2016(4) SCT 641***, as well as, Haryana Govt. instructions dated 03.11.2017 (Annexure P-4).

2. Learned counsel for the petitioners also relies upon the judgment dated 24.05.2022 of this Court in case titled ***Mamta Mehla and another vs. State of Haryana and others, passed in CWP No.36992 of 2019 and other connected cases.***

3. Learned counsel for the petitioners further submits that the petitioners have already submitted Demand Notice dated 04.10.2019 (Annexure P-5), but the same has not been adverted by the respondents till date.

4. On the other hand, learned State counsel submits that a decision will be taken by the competent authority, either way, on the pending Demand Notice (Annexure P-5) of the petitioners by passing a speaking order.

5. At this stage, learned counsel for the petitioners also seeks decision on the pending Demand Notice, as suggested by learned State counsel.

6. 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.

7. Without commenting on the merits of the case, the instant writ petition is disposed of with a direction to the respondents to look into the pending Demand Notice dated 04.10.2019 (Annexure P-5) of the petitioners and pass an administrative order, giving reasons thereof, in accordance with law. It is expected from the competent authority that before taking any appropriate decision they shall go through the judgments of the Supreme Court as well as of this Court, as cited above.

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

9. Disposed of accordingly.
10. Pending civil miscellaneous application, if any, also stands disposed of.

(ARUN MONGA)
JUDGE

September 06, 2022
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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No