

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

126

**CWP-5685-2022
Date of decision : 22.03.2022**

MELA SINGH

..... Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

..... Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present :- Mr. Sukhandeep Singh, Advocate
for the petitioner.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner argues that petitioner was looking after the duties of the higher post of Block Development and Panchayat Officer for a period of 16 years before he attained the age of superannuation but, the petitioner was only being paid the emoluments of his substantive rank, which is contrary to the settled principle of law. Learned counsel submits that petitioner is entitled for the salary of the post of which, the petitioner was discharging duties. He submits that the petitioner has been agitating with the respondents for the release of the said benefit, which is clear from his representations which has been appended along with the writ petition as Annexure P-6 to P-11.

Learned counsel for the petitioner further submits that as the grievance, which is raised in the present petition is already pending consideration with the respondent, the petitioner will be satisfied, at this stage, in case a time bound direction is issued to respondent No.2 to decide the said representations by passing an appropriate speaking order.

Notice of motion.

Mr. Navdeep Chhabra, DAG, Punjab, states that the representations dated 26.12.2018 and 03.11.2019 (Annexures P/10 and P/11) submitted by the petitioner will be decided within a period of four weeks from today and in case, after the decision, it is found that any action needs to be taken, the same will also be taken without any further delay.

In view of the above, without expressing any opinion on the merits of the case or the claim being made by the petitioner, respondent No.2 is directed to decide representations dated 26.12.2018 and 03.11.2019 (Annexures P/10 and P/11) submitted by the petitioner by passing a speaking order within a period of four weeks from the date of receipt of a copy of this order.

In case the benefit for which the petitioner is found entitled for, if any, be also released to him within a period of next four weeks.

Present writ petition stands disposed of.

(HARSIMRAN SINGH SETHI)
JUDGE

22.03.2022

rimpall

Whether speaking/reasoned	Yes
Whether Reportable :	No