

221.

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

CWP-7073-2021

Date of Decision: 31.05.2022

JIWAN SINGH AND OTHERS

.... Petitioners

Versus

STATE OF PUNJAB AND OTHERS

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Nitesh Singla, Advocate, for the petitioners.

Ms. Deepali Puri, Additional Advocate General, Punjab.

JAISHREE THAKUR.J (Oral)

This is a petition that has been filed under Articles 226/227 of the Constitution of India for issuance of an appropriate writ, order or direction especially in the nature of Mandamus for the issuance of direction to official respondents No.1 to 5 to step up the pay of the petitioners at par with respondent No.6/their junior, especially in view of speaking order dated 17.09.2020 (Annexure P-10) passed by the department in pursuance to order dated 19.06.2020 (Annexure P-9) passed by this High Court in CWP No.8290 of 2020 titled as "Sukhwinder Singh and others Versus State of Punjab and others" whereby the similar situated persons have already been granted the aforesaid benefit, and further to grant all arrears of pay and consequential benefits along with interest @ 12% per annum.

Notice of motion has already been issued in the case vide order dated 25.03.2021, however, reply has not been filed.

At this stage, counsel appearing on behalf of the petitioners would submit that for their grievance, the petitioners have already submitted a representation/legal notice dated 11.11.2020 (Annexure P-8) to the official respondents, but till date no decision has been taken thereon. The petitioners would be satisfied in case the said representation/legal notice is decided in a time bound manner.

Learned State counsel submits that the official respondents will look into the matter and will take a decision on the legal notice/representation of the petitioners.

Without commenting on merits of the case, the present petition is disposed of with a direction to the respondents to decide representation/legal notice dated 11.11.2020 (Annexure P-8) of the petitioners within a period of six months from the date of receipt of certified copy of this order, in accordance with law and convey the decision to the petitioners. In case of failure to do so, the officer responsible for the lapse would be liable to costs of Rs.20,000/- from his personal pocket, to be deposited with the Punjab and Haryana High Court Advocates Welfare Fund.

31.05.2022

sanjeev

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No

(JAISHREE THAKUR)
JUDGE