

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

**CWP-20380-2021
Date of Decision: 17.05.2022**

Ramesh Kumar Singh and others

..... Petitioners

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Namit Kumar, Advocate,
for the petitioners.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioners argues that in the present case, when revision of the pay-scale was made operational in the year 2008, w.e.f. 01.01.2006, the benefit of the grade of Rs.8,700/- was not granted to the petitioners by the respondents, though the petitioners were entitled for the grant of said benefit, and when the said anomaly was brought to the notice of the authorities concerned, it was only thereafter that the same was rectified and the petitioners were given the grade pay amounting to Rs.8,700/-, but from 01.09.2009, instead from 01.01.2006, which is causing prejudice to the petitioners.

Learned counsel for the petitioners points out that further grievance of the petitioners in the present case is that they were not granted benefit of the Second Assured Career Progression Scale of Rs.12,000-16,500/- by the respondents on completion of eleven years of their

respective services, which is also arbitrary in nature. Learned counsel further submits that as there was no impediment in granting the said benefit to the petitioners, therefore, the respondents are liable to be directed to grant the aforementioned benefit to the petitioners forthwith.

Learned counsel for the petitioners further submits that the same grievance has also been raised by the petitioners before respondents No.1 to 3 by serving legal notice dated 20.12.2019 (Annexure P-20), which is still pending consideration with the authorities concerned and the petitioners will be satisfied at this stage, in case a time bound direction is given to respondent No.1 to decide the said legal notice dated 20.12.2019, by passing an appropriate speaking order.

Notice of motion.

Mr. Raman Kumar Sharma, Additional A.G., Haryana, keeping in view the advance service of the copy of petition, accepts notice on behalf of the State and raises no objection, in case prayer made hereinbefore on behalf of the petitioners for deciding the legal notice dated 20.12.2019 (Annexure P-20) in a time bound manner is accepted.

Keeping in view the facts and circumstances of this case and without going into merits of the claim as raised by the petitioners in the present case as well as in the legal notice dated 20.12.2019 (Annexure P-20), this petition is disposed of with a direction to the respondent No.1 to pass an appropriate speaking order on the legal notice dated 20.12.2019 (Annexure P-20), filed by the petitioners, within a period of three months from the date of receipt of the copy of this order.

It will be appreciated in case, the petitioners are given opportunity of hearing by the authorities concerned, before passing the

speaking order, so that they can present their case to the authorities in person.

17.05.2022

Apurva

(HARSIMRAN SINGH SETHI)
JUDGE

1. Whether speaking/reasoned : Yes
2. Whether reportable : No