

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(127)

CWP-7318-2022

Date of Decision : April 07, 2022

Om Parkash

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Gauravindra Sharma, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that the petitioner was not given the benefit as envisaged in the notification issued by the Government of Haryana, Department of Finance appended as Annexures P-4 to P-7, which is causing prejudice to the petitioner. Learned counsel for the petitioner submits that the petitioner is entitled for a higher pay fixation keeping in view the notification of the Government of Haryana (Annexures P-4 to P-7) and despite repeated requests and reminders, the said benefit has not been extended to the petitioner, which act has now lead to the the petitioner getting lesser pension as compared to his entitlement.

Learned counsel for the petitioner further submits that for the relief which has been claimed in the present petition, the petitioner has already served a legal notice dated 05.02.2021 (Annexure P-8) upon the respondents which is still pending consideration with the respondents and the petitioner will be satisfied at this stage, in case a time bound direction is

issued to respondent No.1 to decide the said legal notice by passing an appropriate speaking order.

Notice of motion.

On asking of the Court, Mr. Raman Kumar Sharma, learned Additional Advocate General, Haryana, who is present in the Court, accepts notice on behalf of the respondents.

Learned counsel for the respondents raises no objection in deciding the legal notice dated 05.02.2021 (Annexure P-8) in a time bound manner by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by him in the legal notice dated 05.02.2021 (Annexure P-8), the present writ petition is disposed of with a direction to respondent No.1 to decide the legal notice dated 05.02.2021 (Annexure P-8) within a period of eight weeks from the receipt of copy of this order.

In case, it is found that the petitioner is entitled for any monetary benefits after the decision of the legal notice, the same should also be paid to the petitioner within four weeks thereafter.

April 07, 2022
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No