

117.

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

CWP-7502-2022

Date of Decision: 08.04.2022

RAKESH KUMAR 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. Ambika Bedi, AAG, 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 respondents-department to remove anomaly between the pay of senior and junior government employees in view of notifications dated 12.08.2010 and 22.08.2019 (Annexures P-4 and P-7 respectively) issued by the Government of Punjab, Department of Finance and in view of speaking order dated 17.09.2020 passed by the department in pursuance to order dated 19.06.2020 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. In this regard, a representation/legal notice dated

15.12.2021 (Annexure P-8) has been given by the petitioners to the official respondents, but till date no decision has been taken thereon.

Notice of motion to the official respondents only.

At this stage, Ms. Ambika Bedi, AAG, Punjab, who is present in Court, accepts notice on behalf of the official respondents and submits that the official respondents will look into the matter and will take a decision on the legal notice/representation of the petitioners.

Let sufficient number of copies of the complete paper book be supplied to her during the course of day.

Without commenting on merits of the case, the present petition is disposed of with a direction to the official respondents to decide representation/legal notice dated 15.12.2021 (Annexure P-8) of the petitioners within a period of four months from the date of receipt of the 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.

08.04.2022

sanjeev

**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No