

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

CWP No.7872 of 2022

Date of Decision:-20.04.2022

Vanita Chahal

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Chanchal K. Singla, Advocate,
Ms. Malni Aggarwal and
Mr. Karan Singla, Advocate
for the petitioner.

HARSIMRAN SINGH SETHI J.(Oral)

Learned counsel for the petitioner argues that in the present case, the petitioner has not been given her salary as well as the consequent gratuity as per her entitlement and the same is being withheld by respondent No.4 without any valid justification. Learned counsel for the petitioner further submits that once the petitioner discharged the duties on the post of Assistant Processor in Botany with respondent No.4 on particular terms and conditions, the petitioner is entitled for the grant of salary but the same has not been released and that too without any valid justification. Learned counsel prays that appropriate direction be given to respondent No.4 to release the salary of the petitioner forthwith.

Learned counsel for the petitioner further submits that the

grievance, as has been raised, in the present writ petition, has also been raised by the petitioner in the representation dated 25.3.2022 (Annexure P-8), which is still pending consideration with the respondent authorities and the petitioner will be satisfied at this stage in case direction is given to the respondents to decide the said representation dated 25.3.2022 (Annexure P-8) in a time bound manner.

Notice of motion.

Mr. Navdeep Chhabra, DAG, Punjab accepts notice on behalf of respondents No.1 and 2 and raises no objection in deciding the representation dated 25.3.2022 (Annexure P-8) in a time bound manner.

Without going into the merits of the case or the claim being made by the petitioner in the present petition or in the representation, the respondent No.2 is directed to decide the representation dated 25.3.2022 (Annexure P-8) within a period of eight weeks from the date of receipt of certified copy of this order. In case, after the decision, the petitioner is found entitled for any benefits, respondent No.2 shall ensure that the same benefits are also extended to her within a period of four weeks to be paid by the competent authority. Before deciding the representation, due hearing to respondent No.4 be also given so as to ensure that the order to be passed on the representation of the petitioner under direction of this order, is factually correct and all concerned have been heard.

April 20, 2022
Vijay Asija

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No