

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

CWP-9742-2020 (O&M)

Date of Decision: 06.09.2022

Manpreet and others	Versus	Petitioners
State of Haryana and others		Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. R.S. Malik, Advocate
for the petitioners.

Mr. R.K.S. Brar, Addl.A.G., Punjab.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of Mandamus for directing the respondent-department to grant minimum scale prescribed for the posts of AMO, Medical Officer, Pharmacists, Lab Technician, Staff Nurse and MPHV at par with regular staff of the Health Department in the light of decision of Hon'ble Supreme Court in *State of Punjab vs. Jagjit Singh, 2016(4) SCT 641*, followed by Haryana Govt. instructions dated 03.11.2017 (Annexure P-7).

2. Learned counsel for the petitioners relies upon the judgment of this Court *Mamta Mehla and another vs. State of Haryana and others, passed in CWP No.36992 of 2019 and other connected cases, decided on 24.05.2022.*

3. Learned counsel for the petitioners further submits that the petitioners have already submitted representations dated 27.05.2018 (Annexure P-8A & P-8B) and representations dated 21.11.2019 (Annexures P-9A & P-9B), but the same have not been adverted by the respondents till date.

4. On advance service, learned State counsel appears and submits that a decision will be taken by the competent authority, either way, on the pending representations of the petitioners by passing a speaking order.

5. At this stage, learned counsel for the petitioners also seeks decision on the pending representations, as suggested by learned State counsel.

6. Given the nature of order being passed, there is no necessity to seek return by any of the respondents as no further proceedings and/or pleadings are required.

7. Without commenting on the merits of the case, the instant writ petition is disposed of with a direction to the respondents to look into the pending representations of the petitioner and pass an administrative order, giving reasons thereof, in accordance with law. It is expected from the competent authority that before taking any appropriate decision they shall go through the judgment of the Supreme Court as well as of this Court as cited above.

8. Let the needful be done as expeditiously as possible.

- 9. Disposed of accordingly.
- 10. Pending civil miscellaneous application, if any, also stands disposed of.

(ARUN MONGA)
JUDGE

September 06, 2022
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No