

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(154)

CWP-11214-2022

Date of Decision : May 23, 2022

Justice N.K. Sud (Retd.) and another

.. Petitioners

Versus

State of Haryana and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Akshay Bhan, Senior Advocate, with
Mr. Rohit Sud, Advocate and
Mr. Akhilesh Barak, Advocate, for the petitioners.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned senior counsel for the petitioners argues that in the present case, the petitioners were not paid the salary as per their entitlement as the amount of pension which the petitioners were availing at the time of their appointment as Lokayukta for the State of Haryana, was deducted from the salary. Learned senior counsel for the petitioners submits that the similar action in the State of Orrisa has already been held to be bad in law, which judgment has already attained finality. Learned senior counsel for the petitioners further submits that the respondents have discriminated the petitioners with the subsequent Lokayukta as the Lokayukta, who was appointed after the petitioners, as he was paid the salary along with the pension without there being any deduction.

Learned senior counsel for the petitioners further submits that the petitioners have already raised the said grievance before the respondents

by filing representation dated 29.07.2021 (Annexure P-7), which is still pending consideration with the respondents and the petitioners will be satisfied, at this stage in case a time bound direction is issued to the respondents to decide the said representation by passing an appropriate speaking order.

Notice of motion.

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 submits that in case representation dated 29.07.2021 (Annexure P-7) has not been decided so far, the same will be decided within a period of eight weeks and in case, after the decision of the representation, the petitioners become entitled for any monetary benefits, the same will also be paid to the petitioners within a period of next four weeks.

Learned senior counsel for the petitioners submits that keeping in view the statement of the learned counsel for the respondents, no further grievance of the petitioners survives in the present petition and the same may kindly be disposed of having been not pressed any further.

Ordered accordingly.

May 23, 2022
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No