

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No. 15583 of 2022 (O&M)
Date of Decision:21.07.2022

Sukhchain Singh

.....Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. S.K.Choudhary, Advocate
for the petitioner.

Ms. Maloo Chahal, DAG., Punjab.

LISA GILL, J(Oral).

Petitioner seeks re-fixation of his pay and consequent release of arrears etc., of his retiral benefits by considering Grade Pay of the petitioner to be Rs. 3600/-.

It is submitted that petitioner was serving respondent no.5 as a regular employee from 15.01.1996. While he was serving as Dumper Operator, petitioner was transferred to respondent no. 4 on 15.05.2014. Learned counsel for petitioner submits that petitioner was in receipt of pay of Rs. 3600/- at the time of his transfer to respondent no.4 and this pay was to be protected. Petitioner, it is submitted was released salary of Rs. 3600/- for some months which was wrongly reduced even though his transfer was subject to protection of pay being granted to him at his parental department.

Petitioner retired on 31.01.2018. However, at the time of his retirement, his

pension and retiral benefits have not been calculated accordingly. Grade pay was reduced to Rs. 2400/- in an unjustified manner on his transfer and retiral benefits afforded accordingly. Petitioner, it is submitted has represented on various occasions in this respect. Lastly, representation dated 04.04.2022, Annexure P-6, was also submitted, but to no avail.

At this stage, learned counsel for the petitioner restricts the prayer for a decision on representation dated 04.04.2022 (Annexure P-6), in a time bound manner.

Keeping in view the limited prayer addressed, facts and circumstances of the case but without expressing any opinion on the merits thereof, this writ petition is disposed of with a direction to the competent authority, to decide representation dated 04.04.2022, Annexure P-6 filed by the petitioner by passing a speaking order, within three (03) months from the date of receipt of certified copy of this order. In case, petitioner is found entitled to any monetary benefit, same be released to him in accordance with law within the next six weeks.

21.07.2022

s.khan

[LISA GILL]

Judge

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