

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(116)

CWP No. 16621 of 2022
Date of Decision:06.09.2022

Satbir Singh

.....Petitioner

Vs.

State of Haryana and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Ms. Veena Hooda, Advocate for the petitioner.

HARSIMRAN SINGH SETHI, J.(Oral)

Learned counsel for the petitioner argues that though the petitioner was working as a casual labourer as per the record but actually, the work of Tractor Driver was being taken from the petitioner and the petitioner was never paid the salary of the post of the Tractor Driver, the duties of which post was being discharged by the petitioner while in service.

Learned counsel further submits that the petitioner is entitled for the salary of the same post of which he discharged duties and, therefore, the respondents are under obligation to grant salary equivalent to the post of Tractor Driver and not for casual labourer.

Learned counsel for the petitioner also submits that the grievance raised in the present petition, has already raised before the respondents through the legal notice dated 06.09.2021 (Annexure P-4), which is still pending consideration with the respondents and petitioner will be satisfied, at this stage, in case a direction is issued to respondent No. 2 to decide the same by passing an appropriate speaking order in a time bound manner.

On the asking of the Court, Mr. Harish Nain, learned Assistant Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondents-State and raises no objection in deciding the legal notice dated 06.09.2022 (Annexure P-4) in a time bound manner by passing an appropriate speaking order.

In view of the pleadings in the present petition, without expressing any opinion on the merits of the case or the claim being made by the petitioner in the legal notice dated 06.09.2022(Annexure P-4), respondent No. 2 is directed to decide the same by passing a speaking order within a period of eight weeks from the receipt of copy of this order.

Present writ petition stands disposed of.

06.09.2022

Anjal

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned?

Yes/No

Whether reportable?

Yes/No