

120.

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

CWP-17041-2022

Date of Decision: 04.08.2022

KAMAL SALWAN AND ORS.

.... Petitioners

Versus

STATE OF PUNJAB AND OTHERS

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Nitesh Singla, Advocate,
for the petitioners.

JAISHREE THAKUR.J (Oral)

This is a petition that has been filed under Articles 226/227 of the Constitution of India for issuance of an appropriate writ, order or direction especially in the nature of Mandamus for the issuance of direction to respondent department to step up the pay of the petitioners at par with their juniors (i.e. Basic Pay Rs.48900/- w.e.f. 01.12.2021), and further to grant them all arrears of pay and consequential benefits along with interest @ 12% per annum.

Counsel appearing on behalf of the petitioners would contend that in this regard, the petitioners have already served a representation/legal notice dated 18.05.2022 (Annexure P-5) upon the respondents, but till date no decision has been taken thereon. He would submit that at this stage, the petitioners would be satisfied in case their representation/legal notice is decided, in accordance with law, in a time bound manner.

Notice of motion.

At this stage, Mr. Pawan Sharda, Senior DAG, Punjab, who is present in Court, accepts notice on behalf of the respondents and submits that the respondents will look into the matter and will take a decision on the legal notice/representation of the petitioners.

Let sufficient number of copies of the complete paper book be supplied to him during the course of day.

Without commenting on merits of the case, the present petition is disposed of with a direction to the respondents to decide representation/legal notice dated 18.05.2022 (Annexure P-5) of the petitioners within a period of six months from the date of receipt of certified copy of this order, in accordance with law and convey the decision to the petitioners. In case of failure to do so, the officer responsible for the lapse would be liable to costs of Rs.20,000/- from his personal pocket, to be deposited with the Punjab and Haryana High Court Advocates Welfare Fund.

(JAISHREE THAKUR)
JUDGE

04.08.2022

sanjeev

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No