

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(109)

CWP No. 19448 of 2021 (O&M)
Date of Decision : 23.05.2022

Rajinder Singh

....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Rajesh Arora, Advocate for the petitioner.

Harsimran Singh Sethi, J. (Oral)

CM-7734-CWP-2022

Present application has been filed for placing on record an affidavit in pursuant to the order dated 06.05.2022.

Application is allowed with all just exceptions and affidavit is taken on record.

CWP No. 19448 of 2021

Learned counsel for the petitioner argues that in the present case, the petitioner is claiming the grant of Technical Scale, which has been granted to the juniors of the petitioner w.e.f. 01.05.1990 and grant the petitioner the consequential benefits. Learned counsel for the petitioner further argues that as per the additional affidavit filed, two personnel, who are junior to the petitioner, namely, Dharampal son of Sh. Mithan Lal and

Brijanand son of Sh. Mehar Chand, who were appointed in service after the

petitioner, have been granted the Technical Scale from 01.05.1990, which benefit has not been extended to the petitioner and that too without any valid justification and, therefore, respondents are under obligation to grant the petitioner the benefit of Technical Scale w.e.f. 01.05.1990 with consequential benefit.

Learned counsel for the petitioner submits that petitioner has already raised the said grievance by filing a representation dated 13.11.2020 (Annexure P-8), 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. 3 to decide the same by passing an appropriate speaking order in a time bound manner. Learned counsel further submits that petitioner be also given liberty to supplement the said request by filing a detailed representation.

Notice of motion.

On the asking of the Court, Mr. Raman Kumar Sharma, learned Addl. Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondent-State and raises no objection in deciding the representation dated 13.11.2020 (Annexure P-8) 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 representation, respondent No. 3 is directed to decide the representation dated 13.11.2020 (Annexure P-8) along with any other supplementary representation, if filed, by passing a speaking order within a period of eight weeks from the receipt of copy of this order or the

supplementary representation, if any, whichever is later.

Present writ petition stands disposed of.

May 23, 2022
kanchan

(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? Yes

Whether reportable? No