

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

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**CWP No.18647 of 2022
Date of decision : 24.08.2022**

Harjinder Kumar and others

.....Petitioners

VERSUS

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS SURI

Present:- Mr.Ranjit Singh Sidhu, Advocate, for the petitioner.

VIKAS SURI, J. (Oral)

This petition has been filed seeking direction to the respondents to grant the benefit of pay re-fixation, ACP, promotion etc. alongwith the interest from the date of joining of adhoc service in view of the recommendations of the five member committee vide notification dated 05.12.2019 and also to grant higher pay scale to petitioner Nos.3 and 4 for the time they worked on current duty charge on higher post and for decision of legal notice dated 07.07.2022 (Annexure P-5).

Learned counsel for the petitioners submits that pursuant to the order passed in COCP No.3455 of 2019 dated 26.11.2019 (Annexure P-3), a five member Committee was constituted with a notification No.G.I/EST-2/E-1/6475-79 dated 05.12.2019 for examining the case of the petitioners therein and similarly situated employees. Learned counsel further submits that the petitioners herein are similarly situated to the petitioners in the said COCP. However, even after much time gone by, the individual case of the petitioners has not been taken up by the said Committee and at least nothing has been conveyed to them till date. The petitioners have also sent Legal Notice dated 07.07.2022 (Annexure P-5), which is pending consideration with the respondents.

At this stage, on instructions from petitioner, learned counsel submits that the petitioners would be satisfied in case the Legal Notice dated 07.07.2022 (Annexure P-5) is considered and decided by passing a speaking order, in a time bound manner.

Notice of motion to the limited extent.

Ms.Ambika Bedi, AAG, Punjab, accepts notice on behalf of respondents and waives service. Advance copy of the writ petition stands served. Learned counsel for the respondents does not raise any serious objection to the limited prayer for considering and deciding the representation (Legal Notice) in a time bound manner.

Heard learned counsel for the parties.

Without going into the merits of the case or the claim being made by the petitioners in the present petition or Legal Notice dated 07.07.2022 (Annexure P-5), respondents are directed to consider and decide the Legal Notice dated 07.07.2022 (Annexure P-5) as representation, in accordance with law, by passing a speaking order within a period of three months from the date of receipt of certified copy of this order. In case, after the decision, the petitioners are found entitled for any benefit, the same be also extended to them within a period of two months thereafter, as per law.

The petition stands disposed of accordingly.

(VIKAS SURI)
JUDGE

24.08.2022
anil

<i>Whether speaking/reasoned :</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>