

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

130

CWP-22934-2022

Date of Decision :30.09.2022

Rati Ram

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Ms. Prabhjot Kaur, Advocate for
Ms. Ritu Punj, Advocate for the petitioner.

* * *

Harsimran Singh Sethi, J. (Oral)

In the present petition, the grievance of the petitioner is that his services were regularised by the respondents but while regularizing the services, the respondents did not adhere to their own policy according to which, the employee, who was being regularised, was entitled for the arrears of pay to the tune of 38 months prior to passing of the order of regularization.

Learned counsel for the petitioner submits that even the settled principle of law on the said aspect has also not been adhered to, hence, the respondents are under an obligation to grant the petitioner the benefit of arrear of pay after regularizing his services for a period of 38 months prior to the date of regularization of his services.

Learned counsel for the petitioner further submits that the petitioner has already raised the said grievance before the respondents by

serving upon them a legal notice dated 31.03.2022 (Annexure P-13), which is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to respondent No.2 to decide the same by passing an appropriate speaking order.

Notice of motion.

Mr. R.S. Budhwar, Addl. A.G. Haryana, who is present in the Court, accepts notice on behalf of the respondents.

Learned counsel for the respondents raises no objection in deciding the legal notice of the petitioner in a time bound manner by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by him in the legal notice dated 31.03.2022 (Annexure P-13), the present writ petition is disposed off with a direction to respondent No.2 to decide the legal notice dated 31.03.2022 (Annexure P-13) within a period of eight weeks from the receipt of copy of this order.

Petition stands disposed off.

September 30, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

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