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

**CWP No.23384 of 2022
Date of Decision:12.10.2022**

Subhash Chander

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Subhash Ahuja, Advocate,
for the petitioner.

Mr. Harish Nain, AA.G, Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

In the present petition, the grievance of the petitioner is that the petitioner is entitled for release of 2nd ACP with the pay scale of Rs.9300-34800+GP6000 w.e.f. 01.02.2016 as the petitioner had completed 16 years of regular service in the cadre of Elementary School Head Master and also the 3rd financial upgradation w.e.f. 28.01.2016, on completion of 24 years of the total service, which benefits have not been released to the petitioner by the respondents and that too without any valid justification.

Learned counsel for the petitioner submits that the grievance raised in the present petition has already been raised in the legal notice dated 06.02.2021, copy of which has already been appended with the petition as Annexure P-9 and the petitioner would be satisfied, in case a time bound direction is given to the respondents to decide the same by passing appropriate speaking order.

Notice of motion.

Mr. Harish Nain, AA.G, Haryana, accepts notice. He raises no objection for deciding the legal notice dated 06.02.2021 (Annexure P-9) in a time bound manner.

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 06.02.2021 (Annexure P-9), the present writ petition is disposed of with a direction to respondent No.2 to decide the legal notice dated 06.02.2021 (Annexure P-9), within a period of eight weeks from the receipt of copy of this order by passing appropriate speaking order.

In case, it is found that the petitioner is entitled for any monetary benefits after the decision of the legal notice, the same should also be paid to him within four weeks thereafter.

12.10.2022
monika

(HARSIMRAN SINGH SETHI)
JUDGE

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| 1. Whether speaking/reasoned: | Yes |
| 2. Whether reportable: | No |