

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(134)

CWP-23710-2022

Date of Decision : October 17, 2022

Lashman Singh @ Lachman Singh

.. Petitioner

Versus

State of Haryana and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Surinder Garg, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner submits that certain benefits have been given to the similarly situated employees with regard to antedating their appointment from 2004 by the respondents themselves vide order dated 29.01.2021 (Annexure P/5) but the same benefit has not been extended to the petitioner on the ground that there is no order from the Court for considering his claim for appointment with retrospective effect.

Learned counsel for the petitioner argues as per the settled principle of law settled by the Division Bench of this Court in **Satbir Singh vs. State of Haryana 2002 (2) S.C.T 354**, once the benefit has been extended to the similarly situated employees, the same should have been extended to all the employees irrespective of the fact whether they have approached this Court or not.

Learned counsel for the petitioner submits that the petitioner has already raised the said grievance before the respondents by way of serving a legal notice dated 16.03.2022 (Annexure P-7), 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. Harish Nain, AAG, 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 16.03.2022 (Annexure P-7), the present writ petition is disposed off with a direction to respondent No.2 to decide the legal notice dated 16.03.2022 (Annexure P-7) within a period of eight weeks from the receipt of copy of this order.

October 17, 2022
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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