

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

107

CWP No.24573 of 2022

Date of decision: 27.10.2022

Brij Mohan

....Petitioner

V/s

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS SURI

Present: Mr. Vikas Chatrath, Advocate for the petitioner.

VIKAS SURI, J. (Oral)

At the outset, learned counsel for the petitioner restricts his prayer for decision of representation/legal notice dated 28.08.2022 (Annexure P-4), in a time bound manner.

It has been averred in the petition that post retirement of the petitioner, his pay was fixed in the pay-scale of Junior Assistant of Rs.4400-7000 w.e.f. 01.01.2004, vide Punjab Government order dated 08.02.2016 (Annexure P-1). The grievance is that in terms of the aforesaid order, the petitioner has not been paid the benefits that are to be computed as per the claim made.

Learned counsel for the petitioner on instructions submits that the petitioner would be satisfied, at this stage, if a decision on the claim raised in the legal notice is taken by passing a speaking order in a time bound manner.

Notice of motion to that limited extent.

Ms. Ambika Bedi, AAG Punjab, accepts notice on behalf of respondents and waives service. She submits that the respondent No.2/

Competent Authority will look into the matter and will take a decision on the legal notice (Annexure P-4) of the petitioner in accordance with law, within the stipulated time.

Heard learned counsel for the parties.

Without expressing any opinion or going into the merits of the case or the claim being made by the petitioner in the present petition or in the legal notice, respondent No.2/Competent Authority is directed to consider and decide the claim made in the legal notice dated 28.08.2022 (Annexure P-4), in accordance with law, by passing a speaking order within a period of six weeks from the date of receipt of certified copy of this order.

Needless to observe that in case, after the decision, petitioner is found entitled for any benefits, the same be paid to him within a period of four weeks thereafter, as per law.

The petition stands disposed of in the aforesaid terms.

(VIKAS SURI)
JUDGE

October 27, 2022
vcgarg

Whether speaking/reasoned:	Yes
Whether reportable:	No