

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

CWP-26257-2022 (O&M)

Date of decision: November 17, 2022

Ashwani Kumar

....Petitioner

versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Vijay Pal, Advocate for the petitioner.

Mr. Pankaj Middha, Additional AG Haryana.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of an appropriate writ in the nature of Mandamus directing the respondents to grant the benefit of the past services for the purpose of pay fixation/ pay protection. It is pleaded that case of the petitioner is covered under the decision/ judgment dated 05.02.2016 (Annexure P-25A) of this Court, whereby respondents therein were directed to grant all pensionary benefits and pay fixation to the candidate.

2. *Qua* his grievance, petitioner has also served a representation dated 27.04.2022 (Annexure P-28), but the same has not been adverted by respondents till date. Hence the petition.

3. On advance service, learned State counsel appears and submits that a decision will be taken by competent authority, either way, on the pending representation dated 27.04.2022 (Annexure P-28) by passing a speaking order.

4. At this stage, learned counsel for the petitioner also seeks decision on the pending representation, as suggested by learned State counsel.

5. Given the nature of order being passed, there is no necessity to seek return by any of the respondents as no further proceedings and/or pleadings are required.

6. Without commenting on the merits of the case, the instant writ petition is disposed of with a direction to the respondents to look into the pending representation dated 27.04.2022 (Annexure P-28) of the petitioner, including the issue of limitation as has been objected to by the learned counsel for the petitioner and pass an administrative order, in accordance with law.

7. Let the needful be done as expeditiously as possible.

8. Disposed of accordingly.

(ARUN MONGA)
JUDGE

November 17, 2022
mahavir

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No