

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

113

CWP-26419-2022

Date of Decision: 18.11.2022

S. Pavittar Singh

...Petitioner

Versus

The Secretary, Government of Punjab, and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS SURI

Present:- Mr. Mukesh Kumar Arora, Advocate for the petitioner.

VIKAS SURI, J. (Oral)

The petitioner has invoked jurisdiction by preferring this petition under Article 226/227 of the Constitution of India, *inter alia* praying for issuance of a writ in the nature of mandamus for directions to respondent Nos.1 and 2 to grant benefit of Dearness Allowance @ 119% w.e.f. 01.07.2015 and to revise subsequent instalments of Dearness Allowance in accordance with the benefits granted to Central Government Employees on the basis of All India Consumer Price Index, in terms of Office Memorandum dated 23.09.2015 (Annexure P-1).

At the very outset, learned counsel for the petitioner on instructions, submits that he restricts his prayer at this stage, to seeking decision on the legal notice dated 22.08.2022 (Annexure P-7) served on his behalf, in a time bound manner.

Notice of motion to the limited extent.

Ms. Ambika Bedi, AAG, Punjab, accepts notice on behalf of the respondents and waives service. She would submit that in view of the order dated 31.10.2022 passed in CWP-24992-2022 (Annexure P-10), on a similar request made by another litigant, the concerned respondent/

competent authority would look into the claim made in the legal notice dated 22.08.2022 (Annexure P-7) and will decide the same by passing a speaking order, in accordance with law, within the stipulated time.

Heard learned counsel for the parties.

In view of the restricted prayer made and the submissions noticed above, 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 representation, the concerned respondent/Competent Authority is directed to consider and decide the claim made in the legal notice dated 22.08.2022 (Annexure P-7), 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

November 18, 2022
vcgarg

Whether speaking/reasoned:	Yes
Whether reportable:	No