

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

**CWP No.5700 of 2023 (O&M)
Date of decision : 20.03.2023**

Karnail Singh & ors.

..... Petitioners

versus

State of Punjab & ors.

..... Respondents

**CORAM : HON'BLE MR.JUSTICE PANKAJ JAIN

Present :- Mr. P.S.Jammu, Advocate
 for the petitioners.

PANKAJ JAIN, J. (ORAL)

By way of present writ petition filed under Article 226/227 of the Constitution of India the petitioners pray for writ in the nature of mandamus directing the respondents to grant revised pay and revised pension along with arrears of pay and pension along with interest in compliance of the order dated 30.07.2021 (Annexure P-1) whereby the petitioners have been granted benefit of deemed date of promotion as Deputy Superintendent of Police.

Learned counsel for the petitioners at the outset submits that notice served at the behest of the petitioners is already pending adjudication with respondent No.3 and he will be satisfied if the same is ordered to be decided by passing a speaking order within a time bound frame.

Notice of motion.

Mr. Sehajbir S.Aulakh, Asstt. A.G., Punjab, who is present in Court accepts notice on behalf of the respondents and submits the same will be decided within a period of 8 weeks from the date of receipt of certified copy of this order.

I have heard learned counsel for the parties and have gone through the record of the case.

Without expressing any opinion on the merits of the case or the claim being made by the petitioners in the present petition, respondent No.3-Competent Authority is directed to consider and decide the claim made in the legal notice dated 28.02.2023 (Annexure P-5), in accordance with law, by passing a speaking order within a period of 8 weeks from the date of receipt of certified copy of this order. In case, the petitioners are found entitled, their claim be released within a period of 8 weeks along with interest @ 6% from the date of accrual till the date of actual realization. However, in case the competent authority is of the opinion that the claim of the petitioners *sans* merit, the same be adjudicated by passing a speaking order in accordance with law after affording opportunity of hearing to the petitioners within the time period stipulated hereinabove. It is made clear that in case the stipulation of time is not adhered to, respondent No.3 shall be personally liable for the interest beyond the period from his own pocket.

The petition stands disposed off.

(PANKAJ JAIN)
JUDGE

20.03.2023
Pooja sharma-I

Whether speaking/reasoned	Yes
Whether Reportable :	No