

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

CWP-2833-2024

Date of Decision: 08.02.2024

SURESH KUMAR AND OTHERS

...Petitioners

Vs.

STATE OF HARYANA AND OTHERS

...Respondents

CORAM:- HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Ms. Vaishali Kamboj, Advocate for the petitioners.

HARSIMRAN SINGH SETHI, J. (Oral)

Learned counsel for the petitioners submits that in the present petition, the claim of the petitioners qua grant of grade pay of Rs.5400/- had already been accepted by the respondents but the same has been granted prospectively and not from the date of promotion which is causing prejudice to the petitioner as, in case the anomaly is to be rectified, the same is to be done from the date the anomaly occurred and not from the date when the respondents made the decision.

2. Learned counsel for the petitioners further submits that the petitioner has already raised the said grievance (as raised in the present petition) in the legal notice dated 06.12.2023 and 10.01.2024 copies of which have been appended as (Annexure P-10 & P-11) but the same are still pending consideration with the respondents despite various reminders, and the petitioners will be satisfied, at this stage, in case a direction is issued to the respondents to decide the same by passing an appropriate speaking order in a time bound manner.

3. Notice of motion.

4. On the asking of the Court, Mr. Harish Nain, learned Assistant Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondent-State and submits that in case, legal notice dated 06.12.2023 and 10.01.2024 (Annexure P-10 & P-11) have been received in the office of the concerned authorities and the same is still pending consideration with the authorities concerned, the same will be decided by the competent authority within a period of eight weeks of the receipt of certified copy of this order by passing an appropriate speaking order and in case, after the decision, the petitioner is found entitled for any benefit, the same will be extended to him within a further period of four weeks and otherwise due reason for not accepting the claim will be mentioned for the information and necessary action.

5. Learned counsel for the petitioners submits that keeping in view the statement of learned State counsel, the present petition may kindly be disposed of having been not pressed any further.

6. Ordered accordingly.

(HARSIMRAN SINGH SETHI)
(JUDGE)

08.02.2024

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