

2024:PHHC:021635

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

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CWP-3375-2024
Date of decision: 15.02.2024

Rakesh Kumar and another	Versus	Petitioners
State of Punjab and Others		...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present: Mr. Sunny Singla, Advocate
for the petitioners.

AMAN CHAUDHARY. J.

1. The present civil writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus or such other appropriate writ, order or directions to the respondents to grant the petitioners benefit of previous service rendered by them in the Govt. Aided School towards fixation of their pay on joining in the Govt. School.
2. Learned counsel for the petitioners submits that the benefit of previous service rendered in Government aided schools towards fixation of their pay, upon having joined the Government schools with consequential benefits, was granted to similarly situated persons, in terms of the judgment of this Court in **Sunil Kumar Sharma and Others vs. State of Punjab** in CWP-4629-2015, whereby a batch of petitions were allowed on 19.02.2018, Annexure P-3, against which the LPA and SLP, both stand dismissed and it was implemented vide order dated 06.12.2023. In wake of the above, a legal notice dated 17.11.2023, Annexure P-6 has been served upon the respondents, which has yet not evoked any response, he thus, at this stage, on instructions, submits that the petitioners would be satisfied if a direction is issued to respondents to decide the

same in a time bound manner.

3. Notice of motion.

4. At the asking of the Court, Mr. Manipal Singh Atwal, DAG, Punjab accepts notice on behalf of the respondent-State and has no objection to the limited prayer made.

5. In view of the aforesaid and without commenting upon the merits of the case, this petition is hereby disposed of with a direction to the respondents to look into the legal notice dated 17.11.2023, Annexure P-6 and decide the same within a period of 8 weeks considering the judgment and the order dated 06.12.2023 implementing it and in case, the petitioners are found entitled to the benefits, the same be released to them forthwith.

(AMAN CHAUDHARY)
JUDGE

15.02.2024
Hemant

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