

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH
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Date of decision: 22.02.2024

...Petitioners

...Respondents

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 directing the respondents to grant the petitioners benefit of previous service rendered by them in the Govt. Aided School towards fixation of their pay on their joining in the Govt. School.

2. Learned counsel would submit that the benefit of previous service rendered by the petitioners in Government aided schools towards fixation of their pay upon having joined the Government schools with consequential benefits was granted to similarly situated 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-4 against which the LPA and SLP, both stand dismissed and it was implemented vide order dated 06.12.2023. In this regard, a legal notice dated 17.01.2024 (Annexure P-9), has been served upon the respondents, which has yet not evoked any response. She thus, at this stage, on instructions, submits that the petitioners are sanguine of it being considered in a positive manner, in case, a direction is given to the respondents to decide the same in a time bound manner by granting them an opportunity of hearing.

4. At the asking of the Court, Mr. Amarpreet Singh Bains, AAG, 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 respondents No.2 and 3 to consider the legal notice dated 17.01.2024, Annexure P-9 and decide the same, taking note of the judgment and the order dated 06.12.2023, referred to, by the petitioners, within a period of 4 months and if found entitled, necessary benefits be granted forthwith. However, in the eventuality of the relief being denied, a speaking order be passed, after associating the petitioners.

(AMAN CHAUDHARY)
JUDGE

22.02.2024
ashok

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