

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH.

219

LPA-282-2020(O&M)

Date of Decision: 06.08.2024.

Punjab and Haryana High Court through its Registrar ...Appellant.

Versus

Haryana Process Serving Establishment Union and othersRespondents.

CORAM: HON'BLE MRS. JUSTICE LISA GILL
HON'BLE MRS. JUSTICE SUKHVINDER KAUR

Present: Mr. R.S. Kalra, Advocate and
Ms. Mona Yadav, Advocate for the appellant.

Ms. Tamanna Banwala, Advocate for respondent No.1.

LISA GILL, J. (Oral)

1. Prayer in this appeal is for setting aside order dated 28.08.2019 passed by learned Single Judge inasmuch as certain directions had been issued, which it is contended do not pertain to the controversy as raised by writ petitioner in CWP-22586-2016.

2. Writ petition had been filed by respondent/writ petitioner i.e. Union of Process Servers, seeking a direction to respondents to consider their claim for grant of travel allowance/ conveyance allowance at the rate of at least Rs.5,000/- per month.

3. During pendency of the said writ petition, impugned interim order dated 28.08.2019 was passed whereby several directions were issued including the consideration of down sizing cadres by introducing administrative reforms on a scientific basis and it was directed that an additional affidavit be filed on behalf of the present appellant in regard to the aspect as detailed therein.

4. Now CM-1966-LPA-2024 has been filed on behalf of respondent/ writ petitioner with the averment that writ petitioner has no objection in case the present appeal is allowed in toto because directions as given in the impugned order dated 28.08.2019, do not relate to the relief as claimed in the writ petition. Writ petitioner however be given liberty to raise all available grounds before learned Single Bench.

5. Keeping in view the facts and circumstances as above, especially the stand of respondent/ writ petitioner, impugned order dated 28.08.2019 is set aside to the extent as prayed for. Appeal is accordingly disposed of with liberty to writ petitioner to raise all pleas as may be available in accordance with law before learned Single Bench. Needless to say respondents are always at liberty to take steps as may be considered necessary on the administrative side and the issues as flagged can always be raised in appropriate proceedings.

7. Pending application(s), if any, is also disposed of accordingly.

(LISA GILL)
JUDGE

(SUKHVINDER KAUR)
JUDGE

06.08.2024.

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Whether speaking/ reasoned	:	Yes/ No
Whether Reportable	:	Yes/ No