

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CWP-5172-2024
Date of decision: 04.03.2024

Durga Devi ...Petitioner

Versus

State of Punjab and othersRespondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Jatin Salwan, Advocate for the petitioner.

NAMIT KUMAR J. (Oral)

1. The petitioner, who is working as Peon on daily wages since 01.09.2001, has preferred the instant writ petition claiming minimum of the pay scale of Group 'D' employee along with arrears of pay in terms of the judgment of Hon'ble Supreme Court in the case of *State of Punjab Vs. Jagjit Singh and others : 2017(1) SCC 148* and order passed by this Court on 30.01.2024 in *CWP No.35234 of 2019 titled as 'Vimal Kumar and others Vs. State of Punjab and others'* and other connected cases.
2. Learned counsel for the petitioner submits that for claiming the said relief, the petitioner has also submitted legal notice dated 04.03.2019 (Annexure P-4) which is still pending consideration with the respondents and at this stage, the petitioner would be satisfied if directions are issued to respondent No.2 to consider and decide the said legal notice by passing a speaking order in a time bound manner.
3. Notice of motion.

4. Mr. Rajesh Sehgal, Addl. A.G., Punjab, who is present in the Court, accepts notice on behalf of respondent No.1 and Ms. Monica Chhibber Sharma, Advocate accepts notice on behalf of respondents No.2 and 3 and submits that they have no objection to the innocuous prayer made by the petitioner.

5. Without expressing any opinion on the merits of the case or the claim being made by the petitioner in the present petition, respondent No.2 is directed to consider and decide the claim made by the petitioner in the legal notice dated 04.03.2019 (Annexure P-4), in accordance with law, by passing a speaking order within a period of two months from the date of receipt of certified copy of this order and convey to the petitioner. In case, the petitioner is found entitled, her claim be released within a period of six weeks thereafter.

7. The petition stands disposed of.

04.03.2024
kothiyal

(NAMIT KUMAR)
JUDGE

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