

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

123

CWP-5069-2024

Date of Decision :04.03.2024

Bal Krishan and others**...Petitioners**

Versus

State of Haryana and another**....Respondents****CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. R.K Malik, Senior Advocate with
Mr. Kartikey Chaudhary, Advocate for the petitioners.

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Harsimran Singh Sethi, J. (Oral)

1. In the present petition, grievance of the petitioners is that the petitioners are entitled for appointment to the post of Dispenser (Ayurvedic) notionally from the date the candidates lower in merit than the petitioners have been appointed along with all the consequential benefit of seniority and increment.

2. Learned Senior counsel appearing for the petitioners submits that the petitioners had competed for the posts as advertised by the respondents vide advertisement dated 01.12.2015 but the petitioners could not be appointed along with other selected candidates as their appointment was under challenge on the ground of eligibility but later on, they were found eligible and appointed.

3. Learned Senior counsel for the petitioners further submits that once the petitioners have been appointed in pursuance to advertisement dated 01.12.2015, the petitioners are also entitled for the grant of all

benefits from the date the candidates lower in merit than them have been appointed.

4. Learned counsel for the petitioners submits that the petitioners have already raised the said grievance before the respondents by way of submitting a representation dated 03.08.2022 (Annexure P/5), which is still pending consideration with the respondents and the petitioners will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the said representation.

5. Notice of motion.

6. Mr. Harish Nain, AAG, Haryana accepts notice on behalf of the respondent-State and submits that in case the representation dated 03.08.2022 (Annexure P/5) has been received from the petitioners and is still pending consideration with the respondents, the same will be decided by the respondents in accordance with law and an appropriate order will be passed within a period of 08 weeks from the date of receipt of copy of this order

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

8. Ordered accordingly.

March 04, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

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