

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

112

CWP-6525-2024
Date of Decision :19.03.2024

Aman Kumar ...Petitioner

Versus

State of Haryana and another ...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Aditya Yadav, Advocate for the petitioner.

Mr. Harish Nain, AAG, Haryana.

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Harsimran Singh Sethi, J. (Oral)

1. In the present petition, grievance of the petitioner is that the petitioner has been selected in the HCS (Executive Branch) in January, 2021 and prior to that the petitioner was working as Scientist 'D' in the National Technical Research Organization, which service has not been taken into account for fixing the pay of the petitioner and as the petitioner has competed for the post in the HCS (Executive Branch) through proper process after taking due permission of the erstwhile employer hence, keeping in view the Haryana Civil Service (Pay) Rules, 2016, the petitioner is entitled for pay protection.

2. Learned counsel for the petitioner submits that the petitioner has already raised the said grievance before the respondents by way of submitting a representation dated 20.06.2023 (Annexure P/16), which is still pending consideration with the respondents and the petitioner will be

satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the said representation.

3. Notice of motion.

4. Mr. Harish Nain, AAG, Haryana accepts notice on behalf of the respondent-State and submits that in case the representation dated 20.06.2023 (Annexure P/16) has been received from the petitioner 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 and in case petitioner is found entitled for any relief, the same will be extended to him within a further period of 04 weeks otherwise, due reasons for not accepting the claim of the petitioner will be given in the speaking order so passed.

5. Learned counsel for the petitioner 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.

6. Ordered accordingly.

March 19, 2024

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(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/Now