

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-5795-2024 (O&M)
Date of decision: 13.03.2024

Daler Singh and Others
.....Petitioners
Versus
State of Punjab and Others
.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Lakhwinder Singh Mann, Advocate
for the petitioners.

NAMIT KUMAR J. (Oral)

The present petition has been filed by the petitioners under Articles 226/227 of the Constitution of India, seeking a writ of mandamus, directing the respondents to grant the ACP/proficiency step up to the petitioners by counting their probation period being the direct recruited employees as per the Government of Punjab, Department of Finance, Letter No.12/05/2020-5FP1/4-05 dated 01.01.2021 (Annexure P-11), as similarly situated employees have already been given such benefits by relying upon the aforesaid letters/instructions but till now, the petitioners have not been granted the benefit of ACP despite passing of more than 07 years from the date of their regularization and thus the same being discriminatory and being violative of Article 14 of the Constitution of India and department is adopting the policy of pick and choose without there being any reasonable classification. Further a writ of mandamus has been sought for directing the respondents to reduce the probation period of the petitioners from 03 years to 02 years and

thereby giving all the accruing benefits in view of letter dated 31.08.2017 (Annexure P-8) issued by the Personnel Department and also in view of the letter/instructions dated 12.03.2022 bearing No.PWSSB/2022/A.S.(4)14101-103 (Annexure P-9) and also in view of the fact that similarly situated employees probation period has been reduced from 03 years to 02 years but no such benefit has been granted to the petitioners.

After arguing the case for some time, learned counsel for the petitioners wishes to withdraw the present writ petition with liberty to file afresh one with better particulars.

Dismissed as withdrawn with aforesaid liberty.

(NAMIT KUMAR)
JUDGE

13.03.2024
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No