

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

121

CWP No.7194-2024 (O&M)
Date of decision: 01.04.2024

Vijay Singh

...Petitioner

vs.

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present: Mr. SK Rattan, Advocates for the petitioner.

AMAN CHAUDHARY. J.(Oral)

1. The present Civil Writ Petition has been filed under Articles 226 of the Constitution of India for issuance of a writ in the nature of mandamus directing the respondents to grant the benefit of pay protection at the time of joining Govt. school from the Govt Aided School.
2. Learned counsel submits that the benefit of previous service rendered by the petitioner in Government aided schools towards fixation of their pay upon having joined the Government schools with consequential benefits was granted to similarly situated in terms of the judgment of this Court in **Sunil Kumar Sharma and Others vs. State of Punjab** in CWP-4629-2015, whereby a batch of petitions were allowed on 19.02.2018, Annexure P-3 against which the LPA and SLP, both stand dismissed and it was implemented vide order dated 06.12.2023. In this regard, a legal notice dated 27.12.2023 (Annexure P-5) has been served upon the respondents, which has yet not evoked any response. He thus, at this stage, on instructions, submits that the petitioner is sanguine of it being considered in a positive manner, in case, a direction is given to the respondents to decide

the same in a time bound manner by granting him an opportunity of hearing.

3. Notice of motion.
4. At the asking of the Court, Mr. Arun Gupta, DAG, Punjab accepts notice on behalf of the respondent-State and has no objection to the limited prayer made.
5. In view of the aforesaid and without commenting upon the merits of the case, this petition is hereby disposed of with a direction to respondents to decide the legal notice dated 27.12.2023, Annexure P-5, taking note of the judgment referred to above as also the pleas raised within a period of 4 months and if found entitled, necessary benefit be granted to him forthwith.

(AMAN CHAUDHARY)
JUDGE

01.04.2024
ashok

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