

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

(108)

CWP-9837-2024

Date of Decision : May 01, 2024

Ravi

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Karan Singh, Advocate, for the petitioner.

Mr. Harish Nain, Assistant Advocate General, Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

1. The present writ petition has been filed seeking direction to the respondents to release the pay to the petitioner for the period 06.01.2021 to 24.08.2022 along with all consequential benefits.
2. Learned counsel for the petitioner submits that the petitioner competed for Group D post as advertised vide Advertisement No. 4 of 2018 dated 26.08.2018 and he was selected and appointed on the said post.
3. Learned counsel for the petitioner further submits that the Sports Gradation Certificate submitted at the time of selection was found to be invalid as the said certificate was not issued as per the policy which was in force on the date of the selection of the petitioner and the services of the petitioner were terminated with the condition that a fresh Gradation Certificate should be submitted by the petitioner, which Gradation Certificate according to the petitioner, was submitted on 06.01.2021 but no action was taken upto 24.08.2022 i.e. for a period of one and half years and thereafter, on the basis of fresh Gradation Certificate, the petitioner was given appointment on Group-D post.

4. Learned counsel for the petitioner further submits that from 06.01.2021 till 24.08.2022 despite being in the merit, the petitioner was kept away from the post hence, the petitioner is entitled for the grant of salary for the said period.

5. Learned counsel for the petitioner further submits that the grievance raised in the present petition has already been raised by the petitioner in the legal notice dated 26.02.2024 (Annexure P-10) 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 legal notice by passing an appropriate speaking order.

6. Notice of motion.

7. Mr. Harish Nain, learned Assistant Advocate General, Haryana, who is present in the Court, accepts notice on behalf of the respondents.

8. Learned counsel for the respondents submits that in case the legal notice dated 26.02.2024 (Annexure P-10) has been received in the office of concerned authorities, the same will be decided by the authorities concerned within a period of eight weeks of the receipt of copy of this order.

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

10. Ordered accordingly.

May 01, 2024

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No