



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

143

CWP-13897-2024
Date of decision: 31.05.2024

Kamlesh Kumari
....Petitioner
Versus
State of Punjab and others
...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Ms. Alka Chatrath, Advocate and
Mr. Nikhil Singh, Advocate
for the petitioner.

AMAN CHAUDHARY. J (ORAL).

1. The prayer made in the present petition is for directing the respondents to count the service from 23.01.1982 to 31.12.1989 rendered by the petitioner.
2. Learned counsel would submit that the benefit of previous service rendered by the petitioner in Government aided schools towards fixation of her 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, against which the LPA and SLP, both stand dismissed and it was implemented vide order dated 06.12.2023. In wake of the above, a legal notice dated 05.04.2024, Annexure P-6, has been served upon the respondents, which has yet not evoked any response. She 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 her 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 above and without commenting on the merits of the case, this petition is hereby disposed of with a direction to the respondents to decide the legal notice dated 05.04.2024, Annexure P-6 in light of the afore-referred judgment, within a period of 6 months, which this Court has no reason to believe the authorities would not address in a just, fair and reasonable manner. Upon doing so, after notice and hearing offered to her and if found entitled, grant the benefit forthwith. Needless to say, if the orders are adverse to her interest, the same shall contain reasons and the petitioner shall be free to seek legal redress thereupon.

(AMAN CHAUDHARY)
JUDGE

31.05.2024
Hemant

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