



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(119)

CWP No. 15975 of 2024
Date of Decision : 15.07.2024

Dr. Rupinderjeet Kaur

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Anurag Jain, Advocate with
Mr. Kuljeet Singh Asht, Advocate and
Mr. Ajay Kamboj Gurpreet, Advocate for the petitioner.

Mr. Satnam Preet Singh, Deputy Advocate General, Punjab.

Harsimran Singh Sethi J. (Oral)

1. Learned counsel for the petitioner submits that once the petitioner had taken all due permissions while working with the respondents to compete for the post of Assistant Professor and was selected as an Associate Professor, the pay of the petitioner was liable to be protected and the benefit of the past service was also liable to be extended for all the benefits admissible to the petitioner under the rules governing the service. Learned counsel further submits that the action of the respondents in not granting the said benefit and treating the petitioner as fresh entrant in service ignoring the earlier service is totally arbitrary and illegal.



2. Learned counsel for the petitioner further submits that the petitioner has already raised the said grievance in the representation dated 22.02.2024 (Annexure P-17) but the same is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a direction is issued to the respondents to decide the same by passing an appropriate speaking order in a time bound manner.

3. Notice of motion.

4. On the asking of the Court, Mr. Satnam Preet Singh, learned Deputy Advocate General, Punjab, who is present in Court, accepts notice on behalf of the respondent-State and submits that in case, the representation dated 22.02.2024 (Annexure P-17) has been received in the office of the concerned authorities and the same is still pending consideration with the authorities concerned, the same will be decided by the competent authority within a period of eight weeks from the date of the receipt of certified copy of this order by passing an appropriate speaking order. Learned counsel further submits that in case, it is found feasible to accept the claim of the petitioner, the same will be accepted, otherwise due reasons will be mentioned for not accepting the claim of the petitioner in the speaking order to be passed and will be duly conveyed to her.

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

6. Ordered accordingly.



7. At this stage, learned counsel for the petitioner submits that certain facts have come to the knowledge of the petitioner after filing the representation (Annexure P-17), hence, petitioner be given liberty to supplement the representation which will be done within a period of ten days from today.

8. Ordered accordingly.

8. As prayed for, the present petition is disposed of as not pressed with liberty as prayed for.

July 15, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

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