

2024:PHHC:038861

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

108

CWP-26561-2016

Date of decision: 19.03.2024

JATINDER KUMAR AND ORS

....PETITIONERS

Vs.

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. A.K. Walia, Advocate
for the petitioners.

Mr. Aman Dhir, DAG, Punjab.

JAGMOHAN BANSAL, J (ORAL)

1. The petitioners through instant petition under Article 226 of the Constitution of India are seeking setting aside of order dated 08.09.2015 (Annexure P-8) whereby respondent has rejected claim of petitioners of special pay/special allowance.

2. The petitioners joined respondent-department as constable and they were subsequently given duty as drivers. The Department of Finance, Government of Punjab vide instructions dated 05.07.2011 (Annexure P-1) has provided for special pay/special allowance to the drivers working in the Department/Offices other than Secretariat. The respondent in compliance of order dated 07.03.2018 passed by this Court in CWP-5395-2018 has passed order dated 10.10.2019 (Annexure P-9/T) whereby benefit of special increment and arrears has been extended to drivers posted in District Bathinda.

3. Mr. A.K. Walia, Advocate submits that grievance of the petitioners would be redressed if the petitioners are extended same benefit as has been granted to similarly situated employees working in District Bathinda.

4. Faced with this, Mr. Aman Dhir, DAG, Punjab submits that jurisdictional Senior Superintendent of Police would consider claim of the petitioners and pass an appropriate order in the light of order dated 10.10.2019 (Annexure P-9/T) passed by Senior Superintendent of Police, Bathinda.
5. In the wake of statements of both sides, the present petition stands disposed of with a direction to Senior Superintendent of Police, SAS Nagar (Mohali) to pass an appropriate order within 3 months from today.

19.03.2024
manoj

[JAGMOHAN BANSAL]
JUDGE

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