



CWP No.23880 of 2018

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207 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.23880 of 2018(O&M)

Decided on :06.09.2024

Union of India and Ors.

.....Petitioners

VERSUS

Virinder Singh and Ors.

.....Respondents

CORAM: HON'BLE MRS. JUSTICE LISA GILL
HON'BLE MRS. JUSTICE SUKHVINDER KAUR

Present: Mr. Praveen Chander Goyal, Advocate for the petitioners.
Mr. Jagdeep Jaswal, Advocate for the respondents.

LISA GILL, J (ORAL)

1 Prayer in this writ petition is for setting aside order dated 11.04.2018 passed by learned Central Administrative Tribunal, Chandigarh Bench, Chandigarh (for short 'Tribunal'), whereby OA filed by applicants arrayed as respondent Nos.1 and 2 in the present petition was partly allowed whereby impugned order dated 03.10.2011 wherein the benefits made available to a junior of applicants, namely, Mr. L. Narahari were not afforded to them, has been set aside and the matter remitted back to Competent Authority to decide claim of applicants at par with that of Mr. L. Narahari in view of various dispensations in respect to more than 24 similarly situated persons.

2 Reliance was also placed upon decision dated 06.05.2015 in CWP No.8758 of 2015 and CWP No.8842 of 2015 wherein it is specifically held that question of entitlement of applicants therein (who are admittedly identically situated as respondents No.1 and 2) was no longer res integra. The said order dated 06.05.2015 has admittedly attained finality. Case set up by the applicants before



the learned Tribunal is that they are admittedly senior to Mr. L. Narahari and they are entitled to stepping up of pay. Moreover, the said benefits had been extended to identically situated persons specifically in relation to Mr. L. Narahari whereas said benefit was not being extended to them.

3 Learned counsel for petitioners had sought to ascertain the status of order dated 06.05.2015 passed in CWP-8758-2015 titled as '*Union of India and others Vs. Satpal Singh and others*'. Affidavit dated 11.02.2021 of Assistant Controller of Defence Accounts (ACDA), Dehradun was filed, pursuant to order dated 18.09.2018 passed in this writ petition. It is specifically stated in affidavit dated 11.02.2021 that said order has been duly complied with since then and has attained finality.

4 Keeping in view the facts and circumstances as above, learned counsel for the petitioners is unable to point out any ground whatsoever which calls for interference in this matter and neither has any illegality, infirmity or perversity been pointed out in impugned order dated 11.04.2018 which calls for our interference.

5 Keeping in view facts and circumstances as above, order dated 11.04.2018 passed by learned Central Administrative Tribunal, Chandigarh Bench, Chandigarh, is upheld. Writ petition is, accordingly dismissed with no order as to cost.

(LISA GILL)
JUDGE

(SUKHVINDER KAUR)
JUDGE

06.09.2024

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Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No