

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

(107)

**2024:PHHC:008882
CWP-19245-2023
Date of Decision: 23.01.2024**

Jaswinder Singh & others

--Petitioners

Versus

State of Punjab & others

--Respondents

CORAM:- HON'BLE MR. JUSTICE VIKAS BAHL.

Present:- Ms. Aarti Sharma, Advocate for
Mr. Shalender Mohan, Advocate for petitioners.

Ms. Anju Sharma Kaushik, DAG, Punjab.

VIKAS BAHL.J (Oral)

1. This is a Civil Writ Petition filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari for quashing the impugned order (Annexure P-4) vide which the pay scale of the petitioners has not been fixed as per the ratio of the judgement of this Hon'ble High Court dated 30.05.2008 and order dated 15.02.2010 (Annexures P-1 and P-2) and as per letter dated 15.06.1990 and 20.01.1989 (Annexures P-5 and P-6).

2. Learned counsel for the petitioners has submitted that the pay scale of the petitioners has not been fixed in accordance with law and for the said purpose petitioner no.1 has given the representation dated 30.09.2020 (Annexure P-11) and has further submitted that the other petitioners i.e. Petitioners no.2 to 10 would also submit their representations and submits that the competent authority of respondent no.1-State may be directed to consider the said representations in a time bound manner and in case the claim of the petitioners is found to be meritorious then grant them the necessary relief.

3. Learned State Counsel has submitted that in case the petitioners no.2 to 10 move the representations, the same would be considered by respondents as expeditiously as possible, preferably within a period of six weeks from the date of receipt of the representation.

4. Keeping in view the above said facts and circumstances, the present Civil Writ Petition is disposed of with direction to the competent authority of respondent no.1 to consider the representation submitted by petitioner no.1 i.e. Annexure P-11 and representations to be submitted by petitioners no.2 to 10, in accordance with law, within a period of six weeks from the date of submission of the same and in case, the pleas raised by the petitioners are found to be meritorious then the competent authority would grant necessary relief, in accordance with law and in case, the competent authority is of the opinion that the pleas raised by the petitioners are not meritorious then a speaking order rejecting the same be passed within a period of three months from the date of receipt of certified copy of the present order.

5. This Court has not opined on the merits of the case and the competent authority would consider the case of the petitioners independently and in accordance with law.

(VIKAS BAHL)
JUDGE

23.01.2024

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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No