



CWP-24578-2024

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

**CWP-24578-2024
Date of Decision: 24.09.2024**

Deepak and others

..... Petitioners

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. S.K. Malik, Advocate for the petitioners.

JASGURPREET SINGH PURI, J. (ORAL)

1. The present writ petition has been filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of *certiorari* for quashing the order dated 24.08.2024 along with Annexure (Annexure P-6) to the extent that the claim of the petitioners for grant of increased salary on completion of 5 years of service has been denied saying want of 10 to 30 days on 18.01.2022 despite the fact all the petitioners have completed 240 days less in each year for the last 7 to 9 years and further prayer in the nature of *mandamus* directing the respondents to increase the salary of petitioners on completion of 5 years of service with effect from respective dates in lieu of letter dated 06.07.2021 (Annexure P-2) i.e. minimum rate prescribed for years 2021-2022 for District Gurugram and further direction be given to respondents to release the arrears of difference of due and drawn to the petitioners along with 18% interest per annum.

2. Learned counsel for the petitioners submitted that the petitioners had issued a legal notice dated 16.02.2024 vide Annexure P-4 to



the respondent-Department but the same has not been considered and decided till date. He further submitted that at this stage, the petitioners will be satisfied in case the aforesaid legal notice dated 16.02.2024 (Annexure P-4) is considered and decided by respondent No.2-Director General, Fire Service, Haryana by passing a speaking order in accordance with law in a time bound manner.

3. Notice of motion.
4. On the asking of the Court, Mr. Kapil Bansal, Deputy Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondents and states that he has no objection, in case, a direction is issued to respondent No.2 for considering and deciding the legal notice dated 16.02.2024 issued by the petitioners vide Annexure P-4 in accordance with law and within a fixed time framework.
5. In view of the aforesaid position, without calling for the reply from the respondents and without observing anything on the merits of the case, the present petition is disposed of with a direction to respondent No.2-Director General Fire Service, Haryana to consider and decide the legal notice dated 16.02.2024 issued by the petitioners vide Annexure P-4 strictly in accordance with law by passing a well-reasoned speaking order within a period of three months from today.

24.09.2024
Bhumika

(JASGURPREET SINGH PURI)
JUDGE

1. Whether speaking/reasoned: Yes/No
2. Whether reportable: Yes/No