

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

Date of Decision : 26-09-2024

.....Respondent(s)

Mr. T.P.S Chawla, Sr. DAG Punjab.

HARSIMRAN SINGH SETHI, J. (Oral)

Learned counsel for the petitioners submits that the claim as raised in the present petition has already been decided by the Co-ordinate Bench of this Court in CWP No.4629 of 2012 titled “***Sunil Kumar Sharma and ors. Vs. State of Punjab***”, decided on 19.02.2018 which judgment has already been upheld in LPA No.1853 of 2018 titled “***State of Punjab Vs. Sunil Kumar Sharma and ors.***”

Learned counsel for the petitioners further submits that the benefit has not been extended to the petitioners were only on the ground that the petitioners were not party to the case in ***Sunil Kumar Sharma's case (supra)***, whereas as per the judgment of the Division Bench of this Court in CWP No.4382 of 2002 titled ***"Satbir Singh Vs. State of Haryana"***, decided on 21.03.2002, wherein it has been held that if a relief is given to a particular set of employees, the said benefit is to be extended to all similarly situated employees.

Learned counsel for the petitioners submits that the grievance raised in the present petition has already been raised in the legal notice dated 03.04.2024, copy of which has been appended as Annexure P-6, and the petitioner would be satisfied at this stage, if the same is decided by passing appropriate speaking order.

Notice of motion.

On the asking of the Court, Mr. T.P.S Chawla, Sr. DAG, Punjab, who is present in Court, accepts notice on behalf of the respondent-State. Learned counsel for the respondents submits that in case the representation dated 03.04.2024 (Annexure P-6) has been received in the concerned office, an appropriate order on the same would be passed by respondent No. 2 within a period of 8 weeks of the receipt of copy of this order. Learned State counsel further submits that in case, it is found feasible to accept the claim of the petitioners, the same will be accepted, otherwise due reasons will be mentioned for not accepting the claim of the petitioners in the speaking order to be passed, which will be conveyed to the petitioners.

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

Ordered accordingly.

Pending application, if any, also stands disposed of.

26-09-2024
Sapna Goyal

(HARSIMRAN SINGH SETHI)
JUDGE

NOTE: Whether speaking: YES/NO
Whether reportable: YES/NO