

CWP-34883-2019;
CWP-34926-2019;
CWP-34965-2019 &
CWP-34970-2019

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2024:PHHC:049223

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

231 (04 cases)

(1)CWP-34883-2019 (O&M)
Date of Decision :10.04.2024

Sushil Garg and others

...Petitioners

Versus

State of Haryana and others

....Respondents

(2)CWP-34926-2019

Sukhdeep Kaur Walia and others

...Petitioners

Versus

State of Haryana and others

....Respondents

(3)CWP-34965-2019

Jai Singh Malik and others

...Petitioners

Versus

State of Haryana and others

....Respondents

(4)CWP-34970-2019

Rakesh Kumar and others

...Petitioners

Versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Kanwar Abhay Singh, Advocate for the petitioners.

Mr. Harish Rathee, Senior DAG, Haryana.

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Harsimran Singh Sethi, J. (Oral)

1. Learned counsel for the petitioners submits that the petitioners are entitled for the grant of benefit of relaxation as prescribed under Rule 16 of the Haryana Civil Services (Revised Pay) Rules, 2016 (in short, '2016 Rules') so as to exercise option in pursuance to Rule 6 of the 2016 Rules so as to fix their pay in accordance with law.

2. Learned counsel for the petitioners further submits that the prayer of the petitioners is that the representation dated 16.11.2018 (Annexure P/7), which has already been submitted by the petitioners, claiming the said relief from the respondent-department, which is still pending consideration with the authority concerned be decided in a time bound manner so that no further prejudice is caused to the petitioners.

3. Learned counsel for the respondents submits that the representation dated 16.11.2018 (Annexure P/7) is only a reminder to the representation submitted by the petitioners with the department of Health. Learned counsel for the respondents further submits that in case any comprehensive representation is filed by the petitioner claiming any relief

before the competent authority of ESI department, the same will be decided

by the respondents in accordance with law and an appropriate order will be passed within a period of 08 weeks from the date of receipt of any such representation and in case, after consideration, it is found feasible to grant the relief to the petitioners, the same will be extended to them otherwise, due reasons for not accepting the claim of the petitioners will be mentioned in the speaking order so passed.

4. Learned counsel for the petitioners submits that keeping in view the statement made by learned counsel for the respondents, present petitions may kindly be disposed of having been not pressed any further with liberty to the petitioners to file a comprehensive representation before the competent authority of ESI department.

5. Ordered accordingly.

6. Photocopy of this order be placed on the file of connected cases.

April 10, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

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