



IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

123

CWP-32544-2024

Date of decision: 03.12.2024

Avtar Singh and others

....Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Parveen Moudgil, Advocate,
for the petitioners.

AMAN CHAUDHARY, J. (ORAL)

1. The prayer in the petition is for directing the respondents to release Over Time Allowance to the petitioners.

2. Learned counsel would submit that the petitioners had not been granted Over Time Allowance despite the fact that the claim being covered by the judgment passed in State of **Haryana and others vs. Sanjeev Kumar and others**, LPA-1582-2023 and connected cases, decided on 23.04.2024, whereby the State of Haryana unsuccessfully challenged the judgment passed in the case of **Sanjeev Kumar and others vs. State of Haryana and others**, CWP-697-2020, wherein it was noticed that the judgment in the case of **Brij Bhushan and others vs. State of Haryana and others**, CWP-3005-2018, decided on 01.02.2019, Annexure P-4, had attained finality and benefits were released. In this regard, legal notice dated 15.10.2024 (Annexure P-3) has been served upon the respondents, which has yet not evoked any response. He thus, at

this stage, on instructions from the petitioners prays that a direction is given to the respondents to decide the same in a time bound manner by taking into consideration the afore-referred judgments.

3. Notice of motion.

4. At the asking of the Court, Ms. Vibha Tewari, AAG, Haryana, accepts notice on behalf of the respondents-State and has no objection to the limited prayer made.

5. In view of the above and without commenting upon the merits of the case, the present petition is hereby disposed of with a direction to the respondents to decide the legal notice dated 15.10.2024 (Annexure P-3), by taking note of the afore-referred judgments, within a period of six months, which this Court has no reason to believe the authorities would not address in a just, fair and reasonable manner. Upon doing so, after notice and hearing offered to them and if found entitled, grant the benefit forthwith. Needless to say, if the orders are adverse to their interest, the same shall contain reasons and the petitioners shall be free to seek legal redress thereupon.

03.12.2024

parveen kumar

(AMAN CHAUDHARY)
JUDGE

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