



133 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-33076-2024 (O&M)

Date of Decision : 09-12-2024

PAWAN KUMAR

.....Petitioner

VERSUS

GURU NANAK DEV UNIVERSITY AMRITSAR AND ANOTHER

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Amarjit Singh, Advocate for the petitioner.

Mr. M.K Dogra, Advocate for the respondents.

HARSIMRAN SINGH SETHI, J. (Oral)

Learned counsel for the petitioner submits that the petitioner is also entitled for the benefit of the judgement passed by the Co-ordinate Bench of this Court in CWP No.23288 of 2012 titled “***Kulwant Singh and ors. Vs. G.N.D.U and anr.***” dated 23.04.2024, but the benefits of the same has not been extended to the petitioner only on the ground that the petitioner was not a party to the said petition or the bunch of the petitions decided along with the said petition.

Learned counsel for the petitioner submits that as per the judgment of the Division Bench in *CWP No. 4382 of 2002 decided on 21.03.2002 titled as Satbir Singh Vs. State of Haryana*, once the employees are held entitled for a particular benefit, the same should be extended to all the similarly situated employees by the State rather than forcing everyone to approach the Court claiming the same relief hence, the respondents are under obligation to grant the petitioner the benefit of the judgment in ***Kulwant Singh’s case (supra)***.

Learned counsel for the petitioner submits that the petitioner has already raised the said grievance in the representation dated 08.10.2024 (Annexure P-5) but the same is still pending consideration with the respondents and the petitioners will be satisfied, at this stage, in case a direction is issued to the respondents to decide the same by passing an appropriate speaking order in a time bound manner.

Notice of motion.

On the asking of the Court, Mr. M.K. Dogra, Advocate accepts notice on behalf of the respondents and submits that in case, the representation dated 08.10.2024 (Annexure P-5) has been received in the office of the concerned authorities and the same is still pending consideration with the authorities concerned, the same will be decided by the competent authority within a period of eight weeks from the date of the receipt of certified copy of this order by passing an appropriate speaking order. Learned counsel further submits that in case, it is found feasible to accept the claim of the petitioner, the same will be accepted, otherwise due reasons will be mentioned for not accepting the claim of the petitioner in the speaking order to be passed and the said order will be duly conveyed to the petitioner.

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

Ordered accordingly.

09-12-2024

Sapna Goyal

(HARSIMRAN SINGH SETHI)
JUDGE

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