



CWP-33340-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(132)

CWP-33340-2024

Date of Decision : December 11, 2024

Raghu Nath and others

.. Petitioners

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

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

Mr. T.P.S. Chawla, Sr. Deputy Advocate General, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

1. 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 as Sunil Kumar Sharma and others vs. State of Punjab, decided on 19.02.2018*** which judgment has already been upheld in ***LPA No.1853 of 2018 titled as State of Punjab vs. Sunil Kumar Sharma and others.***

2. Learned counsel for the petitioners further submits that the benefit has not been extended to the petitioners 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 as 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.

3. Learned counsel for the petitioners submits that the grievance raised in the present petition has already been raised by the petitioners in the legal notice dated 04.11.2024 (Annexure P-9) which is still pending consideration with the respondents and the petitioners will be satisfied at this stage in case a time bound direction is issued to the respondents to decide the said legal notice by passing an appropriate speaking order.

4. Notice of motion.

5. Mr. T.P.S. Chawla, learned Sr. Deputy Advocate General, Punjab, who is present in the Court, accepts notice on behalf of the respondents.

6. Learned counsel for the respondents submits that in case the legal notice dated 04.11.2024 (Annexure P-9) 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 and in case, after the decision any relief is to be extended to the petitioners, the same will be extended, otherwise due reasons will be mentioned in the speaking order to be passed for not accepting the claim of the petitioners for their information and necessary action.

7. Learned counsel for the petitioners submits that keeping in view the statement of learned State counsel, the present writ petition may



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kindly be disposed of having been not pressed any further.

8. Ordered accordingly.

December 11, 2024
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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