



CWP-34274-2024

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

115

CWP-34274-2024

Date of Decision: 18.12.2024

B.S. Jain

...Petitioner(s)

Versus

State of Haryana and another

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present:- Mr. Anshul Gupta, Advocate for the petitioner

Mr. Ravinder Singh Budhwar, Addl. AG, Haryana

TRIBHUVAN DAHIYA, J. (Oral)

The petition has been filed *inter alia* seeking a writ of *certiorari* quashing the letters dated 16/30.06.2022, Annexure P-4, and order dated 02.05.2024, Annexure P-6, whereby the petitioner's claim for salary for the period 26.03.2004 to 28.05.2005 when he was assigned current duty charge against the post of Director, Technical Education, has been rejected.

2. It is apparent on record that the petitioner for the first time agitated his claim for salary for the period he was assigned current duty charge by way of a representation dated 08.03.2021, Annexure P-3. The claim was 'filed' by the respondents vide letter dated 16.06.2022, and the same was conveyed to the petitioner vide impugned memo dated 30.06.2022. Thereafter, the petitioner approached this Court by filing Civil Writ Petition No.2374 of 2024, which was disposed of directing the respondents to take a decision on the representation



dated 08.03.2021, which resulted in passing of impugned order dated 02.05.2024.

3. Evidently, the claim for salary for the period the petitioner was assigned current duty charge as Director was raised for the first time in March 2021. He was in slumber for over fifteen years so far as the claim is concerned. There is no explanation for the inordinate delay, except that he has been making representations for a long time which does not give a fresh cause of action to him. Accordingly, there is no escape from concluding that the petition suffers from inordinate delay and laches, which obviates the need to look into the merits of the case.

4. In view thereof, there is no ground to entertain the petition, and it stands dismissed.

(TRIBHUVAN DAHIYA)
JUDGE

18.12.2024

Payal

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>