



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

106

CWP-7094-2025

Date of decision: 20.03.2025

SURENDER KUMAR

.....Petitioner

VERSUS

STATE OF HARYANA AND ANOTHER

.....Respondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present:- Mr. Rajat Mor, Advocate
for the petitioner.

Ms. Tanisha Peshawaria, DAG, Haryana.

VINOD S. BHARDWAJ, J. (Oral)

The instant petition has been filed for seeking setting aside the impugned letter dated 03.05.2018 (Annexure P-4) vide which the claim of the petitioner for protection of pay was rejected and a further prayer to protect the pay of the petitioner and also grant him all the consequential benefits.

Learned counsel appearing on behalf of the petitioner *inter alia* contends that the case of the petitioner is squarely covered by the judgment dated 04.03.2025 passed in ***CWP-10508-2019*** titled as ***“Vijay Kumar versus State of Haryana and another”***. He contends that the impugned order is thus liable to be set aside on the said score.

Counsel for the respondent-department on the other hand contends that she has instructions that the Department shall consider

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the claim of the petitioner in terms of the position in law as settled by this Court and pass a fresh order.

Counsel appearing on behalf of the respondent-State has no objection to the same.

In view of the above, the present writ petition is disposed of with the consent of the parties and without commenting on the merits of the present case by setting aside the impugned order dated 03.05.2018 and directing the respondents to taken a necessary decision on the claim of the petitioner within a period of four months of passing of this order.

Needless to mention that in the event the entitlement of the petitioner is established as per law, the payment due to the petitioner shall be released expeditiously and preferably within a further period of two months.

(VINOD S. BHARDWAJ)
JUDGE

MARCH 20, 2025*Vishal sharma*

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