



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CWP-72-2025 (O&M)

Date of decision: 09.01.2025

Sanjay Kumar and others

...Petitioners

VERSUS

The State of Haryana and others

...Respondents

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

Present :- Dr. Rishi Pal Singh, Advocate for the petitioners.

Ms. Tanisha Peshawaria, DAG Haryana.

VINOD S. BHARDWAJ, J. (Oral)

The instant petition has been filed for issuance of direction to the respondents to grant/release the arrears of difference of over-time allowance to the petitioners in un-revised and revised pay-scales for the period from 01.04.2013 to 31.07.2014 and 01.01.2016 to 31.10.2016 alongwith interest thereupon.

Learned counsel appearing on behalf of the petitioners contends that the controversy involved in the present petition is limited. He contends that with regard to the revision of the pay-scale, even though the arrears of the revised pay had already been released to them, however, the arrears on the revised pay-scale pertaining to the over-time have not been considered.

After arguing at some length, learned counsel for the petitioners submits that as regards their grievances mentioned in the petition, the petitioners has already served a representation dated 01.07.2023 (Annexure



P-3) upon the respondents and they would be satisfied in case respondent No.2-Director, State Transport, Haryana is directed to consider and decide the said representation by passing a well reasoned and speaking order in a time bound manner.

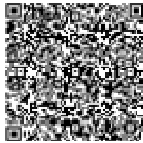
Notice of motion.

Ms. Tanisha Peshawaria, DAG Haryana, accepts notice on behalf of the respondent-State and submits that she has no objection to the aforesaid prayer made by the learned counsel for the petitioners.

With the consent of the parties, the present petition is accordingly **disposed of** without commenting on the merits of the present case and with a direction to respondent No.2- Director, State Transport, Haryana to take note of representation dated 01.07.2023 (Annexure P-3) of the petitioners and to pass a well reasoned and speaking order thereupon after granting an opportunity of hearing to the respective parties in accordance with law.

Let a decision in this regard be taken within a period of four months of receipt of a certified copy of this order. It is further made clear that in the event, the petitioners are found entitled to the release of the differential amount in the overtime to be payable to them, the necessary benefits shall be disbursed to them in a further period of two months thereafter.

In case the needful is not done, the petitioners shall be entitled to the interest @6% per annum on the differential amount. The concerned official shall also be liable to pay a cost of Rs.25,000/- to be deposited with



the Poor Patient Welfare Fund (PPWF) of Post Graduate Institute of Medical Education & Research, Chandigarh. The aforesaid enhanced liability on account of interest as well as the cost may be recovered from the officer/official causing delay.

Disposed of in above terms.

(VINOD S. BHARDWAJ)
JUDGE

09.01.2025
Mangal Singh

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