



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

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CWP-15099-2026

Date of decision : 14.05.2026

Sumit Garg

....Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. R.K. Arora, Senior Advocate assisted by
Mr. J.S. Bhogal and Mr. P.K. Jalbera,
Advocates for the petitioner.

NAMIT KUMAR J. (Oral)

1. The present petition has been filed by the petitioner under Articles 226/227 of the Constitution of India, seeking issuance of a writ of certiorari for quashing the order dated 06.05.2026 (Annexure P-11), only to the extent, whereby the benefit of minimum of regular pay scale with DA has been restricted strictly to the petitioner only. Further, seeking issuance of a writ of mandamus directing the respondents to grant the petitioner, who is Radiographer, benefit of decision dated 06.05.2006 and grant him salary in the minimum of regular pay scale with DA and Radiation Allowance as given to the regular Radiographers in the department.

2. Learned Senior counsel for the petitioner submits that the case of the petitioner is squarely covered by the judgment passed by Hon'ble Supreme Court in *State of Punjab and others Vs. Jagjit Singh : 2016(4) SCT 641* which has been followed by this Court in *CWP No.26367 of 2018 titled as 'Pritpal Kaur and others Vs. State of Punjab and another'* and other connected case decided on 25.11.2024 (Annexure P-4) which has been implemented by respondent No.4, vide order dated 19.06.2025 (Annexure P-6) and thereafter, the State Government, Department of Finance has issued instructions dated 06.05.2026 (Annexure P-11). He further submits that for redressal of his grievances, the petitioner has also submitted representation dated

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19.03.2026 (Annexure P-10) before the respondents which is still pending consideration. He further submits that at this stage, the petitioner would be satisfied, if appropriate directions are issued to the respondents to consider and decide the said representation, by passing a speaking order, in a time bound manner.

3. Notice of motion.

4. Mr. Swapan Shorey, D.A.G., Punjab accepts notice on behalf of respondents No.1 to 3. Mr. Anil Sharma, Advocate with Ms. Devyani Sharma, Advocate has put in appearance and accepts notice on behalf of respondent No.4. They have no objection to the innocuous prayer made by learned counsel for the petitioner.

5. I have heard learned counsel for the parties and have gone through the record of the case.

6. Without going into the merits of the case at this stage, the present petition is disposed of with a direction to respondent No.4 to consider and decide representation dated 19.03.2026 (Annexure P-10) submitted by the petitioner expeditiously, by passing a speaking order after affording an opportunity of hearing to the petitioner, preferably within a period of 03 months from the date of receipt of certified copy of this order. Further, the decision taken thereon shall be conveyed to the petitioner. Needless to say, if the petitioner is found entitled to the relief sought, the same shall be granted to him within a period of 01 month thereafter.

14.05.2026
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(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No