

IN THE HIGH COURT OF HIMACHAL PRADESH,
SHIMLA.

CWP No. 2780 of 2010.

Decided on: May 31, 2010.

Sushma Rani. Petitioner.

Versus

State of H.P. & ors. Respondents.

Coram

The Hon'ble Mr. Justice Kurian Joseph, Chief Justice
The Hon'ble Mr. Justice Rajiv Sharma, Judge.

For the petitioner Mr. Adarsh K. Vashista, Advocate.

For the Respondents Mr. R.K.Sharma, Sr. Addl. AG.

Justice Kurian Joseph, C.J. (Oral)

The Writ petition is filed with the following
prayer:

(i) writ in the nature of mandamus may kindly be issued, directing the respondents to grant the benefit of pay fixation w.e.f. the due date in favour of the petitioner as has been allowed to similarly placed persons in the department of Education, Government of Himachal Pradesh along with consequential benefits.”

2. It is submitted that the issue is covered by the judgments of this Court rendered in CWP(T) 2599 of 2008 and 5577 of 2008. The petitioner may file appropriate representation before the first respondent. In case the petitioner is similarly situated and her case is covered by the judgments referred to above and in case those judgments are being implemented, the petitioner cannot be discriminated. Appropriate orders in the light of the observations made in the judgments shall be passed

within a period of two months from the date of production of copy of this judgment along with the representation. In case, the petitioner is found entitled to any benefit, the same shall be disbursed to her, within another two months.

3. The writ petition is disposed of, so also the pending application(s), if any.

Copy **Dasti**.

(Justice Kurian Joseph),
Chief Justice.

May 31, 2010.
(karan/vs)

(Justice Rajiv Sharma),
Judge.