

CM-14302-CWP-2024 ;
CM-403-CWP-2025 in/and
CWP-22586-2016 (O&M)

2025:PHHC:004656



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(112)

CM-14302-CWP-2024 ;
CM-403-CWP-2025 in/and
CWP-22586-2016 (O&M)
Date of Decision : 15.01.2025

The Haryana Process Serving Establishment Union through its
President, Krishan Kumar

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Ms. Tamanna Banweala, Advocate,
Mr. Shobhit Sharma, Advocate and
Mr. Shubhkarman Singh Gill, Advocate for the petitioner.

Mr. Gaurav Jindal, Additional Advocate General, Haryana.

Mr. Ranjit Singh Kalra, Advocate for respondent No. 3.

Harsimran Singh Sethi J. (Oral)

CM-403-CWP-2025

Present application has been filed for placing on record the order
dated 06.08.2024 as Annexure P-9.

Application is allowed and the order dated 06.08.2024 is taken
on record as Annexure P-9 with all just exceptions.

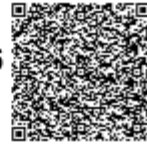
CM-14302-CWP-2024

Present application has been filed for revival of the writ petition,
which was adjourned sine-die to await decision in LPA No. 282 of 2000.

Notice of the application to the counsel opposite.

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Mr. Gaurav Jindal, Additional Advocate General, Haryana and Mr. Ranjit Singh Kalra, Advocate, who are present in Court, accepts notice on behalf of the respondents. They raise no objection for the grant of prayer as raised in the present application.

Keeping in view the averments made in the application, which is duly supported by an affidavit, coupled with the fact that learned counsel for the respondents has not objected to the relief as prayed in the present application, the same is allowed and the writ petition is accordingly revived.

On the joint request of learned counsel for the parties, the writ petition is taken up for hearing today itself.

CWP-22586-2016

1. In the present petition, the grievance being raised by the petitioners/Process Server Union is that in discharge of their duties, they have to travel and they are entitled for suitable compensation for the said purpose by grant of adequate travel allowance so that the petitioner does not have to pay for the travelling allowance from their own pocket so as to discharge the duties.

2. Learned counsel for the petitioner submits that last fixation of the travel allowance @ ₹1,000/- in the State of Haryana was fixed in the year 2018 and a period of more than six years have elapsed during which period, the fuel prices have increased and keeping in view the travel distance to be covered by the process server has increased manifold since 2018, hence, the travel allowance fixed by the State of Haryana in the year 2018 needs to be enhanced by re-considering the issues of increase in the fuel price and

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increase in the travel distance to be done by the process service in discharge of their official duties.

3. Learned counsel appearing on behalf of the respondent-State submits that in case, any such representation is received at the hands of the association of the process server or any process server in his/her individual capacity, the same will be analyzed keeping in view the present situation. Learned counsel further submits that the increase in the fuel price and increase in the travel distance as being claimed by the petitioner so as to claim the enhanced amount of the travel allowance will be kept in mind and appropriate decision will be taken within a period of three months of the receipt of any such claim and in case, it is found feasible to accept the claim, the same will be accepted otherwise, due reasons will be mentioned in the speaking order for not accepting the claim, which reasons will be conveyed to the petitioner for their information and necessary action.

4. Learned counsel for the petitioner submits that in view of the statement of learned counsel for the respondents, the present petition may kindly be disposed of having been not pressed any further with liberty to file a comprehensive representation with the respondents for consideration.

5. Ordered accordingly.

6. Pending miscellaneous application, if any, also stands disposed of.

January 15, 2025
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No