

Court No. - 33

Case :- WRIT - A No. - 20064 of 2022

Petitioner :- Munawar Ali And 3 Others

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Syed Fahim Ahmed

Counsel for Respondent :- C.S.C.,Shri Chandra

Hon'ble J.J. Munir,J.

Order on writ petition

In compliance with the order dated 06.10.2023, a personal affidavit has been filed today in Court on behalf of the Managing Director, U.P. State Bridge Corporation by Mr. Shri Chandra, learned Counsel. It is taken on record. Let it be numbered by the Office.

Likewise, a counter affidavit has been filed on behalf of respondent nos. 2, 3 and 4. It is also taken on record. Let it be numbered by the Office.

In paragraph nos. 5 and 6 of the affidavit filed on behalf of respondent nos. 2, 3 and 4, it is averred:

"5. That, the contents of paragraph no. 07 of the writ petition is not correct hence denied in reply there to it is submitted that petitioner no. 1 was regularized on 07.03.2008 on the post of welder as well as petitioner no. 2 was working since 1979, on the post of Helper, while he has been regularized on 29.01.2000 as well as petitioner no. 3 was regularized on 21.02.2008 and petitioner no. 4 was also regularized on 29.02.2008 on their service, it is further submitted that as per the Rule & Govt. order reveals that any employee has given the benefits of ACP only after 10 years, 16 years & 26 years from regular service, the petitioners has completed 10 years 16 years & 26 years of regular service in the Six pay scale in years 2018 and now on 10.10.2023 the facility has been given to petitioner and on the basis same the facility VII pay Commission has been provided and the cheque were send in their account through RTGS. A true copy of the pay fixation and cheque are being collectively filed herewith and marked as Annexure no. C.A. 1 and 2 to this affidavit.

6. That, it is further stated in above letter in which clearly reveals that seventh pay scale has force from 1st January 2016 in the Bridge Corporation Department hence keeping in the view of the financial condition of the corporation ACP in the revised pay matrix is allowed to the regular employee."

Mr. Syed Fahim Ahmad, learned Counsel for the petitioner states that the petitioners have been granted the benefits that they seek in the writ petition, and, therefore, nothing further survives to be adjudicated.

This petition is **consigned to record.**

Order on Civil Misc. Stay Application No.1 of 2023

The application is disposed of.

For orders, see my orders of date passed on the writ petition.

Order Date :- 13.10.2023

Vijay