

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

**CWP No.16838 of 2012
Date of decision : 07.09.2015**

Harjit Singh Gill

....Petitioner

Versus

State of Punjab & ors.

....Respondents

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: Mr. Amit Arora, Advocate
for the petitioner.

Mr. Pankaj Mulwani, DAG, Punjab.

G.S.Sandhawalia, J. (Oral)

The relief sought in the present petition is for direction to respondents to revise the salary of the petitioner w.e.f. 01.01.2006 and release of arrears of revised salary and retiral benefits from 01.01.2006 to 31.07.2007 along with interest.

Vide interim order dated 30.08.2012, learned counsel for the petitioner had confined his claim regarding the revision of pay w.e.f. 01.01.2006 only on notional basis till the date of his retirement i.e. 31.07.2007. In case, the petitioner was found entitled to such benefits the resultant revised pensionary benefits and the arrears thereupon would be claimed for a period of 38 months prior to the date of filing of the writ petition.

In reply dated 05.08.2013, it has been averred that the pay of the petitioner has been revised w.e.f. 01.01.2006. It has been averred as under:

"That it is further respectfully submitted that after preparing the duplicate service book of the petitioner, the pay of the petitioner has been re-fixed w.e.f. 01.01.2006 as per interim order dated 30.08.2012 passed by this

Hon'ble Court. The answering respondents have also prepared the bill for payment in respect of arrears of pay for a period of 38 months prior to the date of filing of writ petition which has been calculated to the tune of Rs.93,228/- and has been submitted to the concerned Treasury for making payment. However, it is further submitted that efforts are being made to get the said bill passed from the concerned Treasury Officer and the petitioner would be paid the due amount in due course of time. A copy of the said bill is being appended as Annexure R-4 hereto for the kind perusal of this Hon'ble Court.

That it is further submitted that on the basis of re-fixation of the pay of the petitioner, vide letter No.285/2013 dated 25.07.2013, the case for revision of pensionary benefits of the petitioner have also been forwarded to the Accountant General, Punjab, Chandigarh, who is the competent authority to do so. A copy of the said letter dated 25.07.2013 is being appended as Annexure R-5 for the kind perusal of this Hon'ble Court."

Learned counsel for the State has further placed on record an undertaking given by the petitioner that he stands satisfied with the financial benefits given to him.

Learned counsel for the petitioner is not in a position to controvert the same.

Accordingly, the present petition has become infructuous and is disposed of as such.

07.09.2015
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(G.S.Sandhawalia)
Judge