

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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**Civil Writ Petition No.3842 of 2014
Date of decision: 28.04.2015**

Krishan Lal Batra

....Petitioner

versus

**Managing Director, Punjab State Power Corporation Ltd. And another
...Respondents**

CORAM: HON'BLE MRS. JUSTICE DAYA CHAUDHARY

1. Whether Reporters of local papers may be allowed to see the judgment? Yes/No
2. To be referred to the Reporters or not? Yes/No
3. Whether the judgment should be reported in the Digest? Yes/No

Present: Mr. Anish Batra, Advocate for the petitioner.

Ms. Sarita Sangar, Advocate for the respondents.

DAYA CHAUDHARY, J. (Oral)

The present petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing the respondents to increase basic pay of the petitioner to the original stage i.e. ₹7,250/- w.e.f. 01.01.1996 which has been reduced to ₹7,000/- on 07.09.2011 arbitrarily and illegally and to release all consequential benefits arising therefrom.

Learned counsel for the petitioner submits that the petitioner retired on 31.07.2011 and the pay of the petitioner was fixed as Rs.7,250/- at the initial stage of pay w.e.f. 01.01.1996 and the same was adopted for further fixation till retirement. The grouse of the petitioner in the present petition is that the pay of the petitioner has been refixed as ₹7,000/- w.e.f. 01.01.1996 instead of ₹7,250/- on 30.04.1998 (Annexure P-2) and due to wrong fixation of pay, his pay as well as retiral benefits have wrongly been fixed.

The submissions made by learned counsel for the petitioner has not been disputed by learned counsel for the respondents and submits that it is an inadvertent mistake and the case of the petitioner will be re-considered.

In view of submissions made by learned counsel for the parties, the present petition is disposed of with a direction to the respondents to consider and calculate the pay as well as pensionary benefits of the petitioner on the basis of initial pay of ₹7,250/- instead of ₹7,000/-. The necessary exercise be done with a period of 03 months from the date of receipt of certified copy of this order and grant the necessary relief accordingly.

(DAYA CHAUDHARY)
JUDGE

April 28, 2015
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