

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

Civil Writ Petition No.15293 of 2016

Date of Decision: 01.08.2016

Mehnga Singh

..... Petitioner

Versus

Punjab State Power Corporation Limited and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Brijesh Nandan, Advocate for the petitioner.

JASWANT SINGH, J. (Oral)

The petitioner, on attaining the age of superannuation of 58 years, is stated to have retired on 28.02.2005.

It is claimed that the petitioner joined the erstwhile PSEB (succeeding employer-PSPCL) as Upper Division Clerk on 16.04.1973 and was granted the promotional scales at 09 and 16 years on account of not having earned any promotion.

The prayer in the present petition is for grant of 3rd increment at 23 years of service without any promotion between 16th and 23rd years of service.

After hearing learned Counsel for the petitioner, no case for interference is made out.

The initial cause of action had accrued to the petitioner on completion of 23 years of service i.e. in the year 1996 (almost 20 years back). Even if it was to be assumed that there was recurring cause of action

during the course of service, there is no explanation whatsoever for the inordinate delay in approaching this Court, after superannuation on 28.02.2005. It is conceded that even a civil suit would not be maintainable much less invoking the writ jurisdiction of this Court.

In view of the inordinate delay and laches, no case for interference is warranted.

Accordingly, the present petition stands dismissed.

August 01, 2016

Gagan

(JASWANT SINGH)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether Reportable</i>	<i>No</i>