

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

CWP No.25518 of 2016

Date of Decision: 09.12.2016

Ajaib Singh

....Petitioner

Versus

P.S.P.C.L and others

....Respondents

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Ms. Sonia G. Singh, Advocate
for the petitioner.

DAYA CHAUDHARY, J. (ORAL)

The prayer in the present petition is for issuance of a writ in the nature of *mandamus* directing the respondents to grant 23 years' promotional increment benefit in view of Circular no.17/90 dated 23.04.1990 and Circular no.392 dated 28.07.2000.

Learned counsel for the petitioner submits that the case of the petitioner is squarely covered by decision of this Court rendered in **CWP No.16737 of 2011** titled as **Om Parkash Dua vs Punjab State Electricity Board and others** decided on **14.12.2015**. She further submits that the petitioner served a legal notice dated 10.08.2016 (Annexure P-5) upon the respondents but the same has not been considered in spite of the fact that the case of the petitioner is squarely covered by **Om Parkash Dua's** case (supra). She further submits that the petitioner would be satisfied, in case, the directions are issued by this Court to consider the legal notice dated 10.08.2016 served upon the respondents.

Keeping in view the limited prayer of learned counsel for the

petitioner and without issuing notice to the other party, the present petition is disposed of with a direction to the respondents to consider the case of the petitioner in view of **Om Parkash Dua's** case (supra) and pass necessary order in accordance with law within a period of three months from the date of receipt of certified copy of this order.

In case, the petitioner is found to be entitled for the relief sought for in the legal notice and his case is covered by **Om Parkash Dua's** case (supra), the same be granted within a period of two months thereafter and in case, the petitioner is still aggrieved in any manner, he is at liberty to avail the appropriate remedy.

The petition is disposed of accordingly.

09.12.2016
gurpreet

(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned

Yes

Whether Reportable

No