

CWP-11276-2017

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

CWP-11276-2017

Date of Decision: May 22, 2017

Lalu Ram

...Petitioner

Versus

Punjab State Power Corporation Ltd. & others

...Respondents

**CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH**

Present: Mr. Sarvpreet Gurna, Advocate  
for the petitioner.

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**AUGUSTINE GEORGE MASIH, J. (Oral):**

Petitioner has approached this Court with a prayer that a mandamus be issued directing the respondents to grant him the benefit of 23 years advance promotional increments in accordance with law w.e.f. 14.05.2009 as per the principal policy under Finance Circular No.17/1990 dated 23.04.1990 amended from time to time. alongwith consequential benefits and retiral benefits and to release the arrears on revised pay and retiral benefits alongwith interest @ 12% per annum.

It is the contention of the learned counsel for the petitioner that the claim of the petitioner is covered in his favour by several judgments passed by this Court as well as the Hon'ble Supreme Court and the latest judgment was rendered in CWP No.10994 of 2016. He has also brought to the notice of the Court a Division Bench judgment of this Court in LPA No.997 of 2016, titled as 'PSPCL & others Vs. Nirmala Rani', where it has been held that the employees, who have completed 23 years of regular service prior to 17.03.2010, were not required to clear departmental

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examination for further promotions. Counsel submits that since the petitioner had completed 23 years' service on 14.05.2009, hence, he would be entitled to the benefit of the said judgment. Highlighting and putting forth this claim, petitioner has submitted a representation dated 10.02.2017 (Annexure P-6) to the Chairman-cum-Managing Director, Punjab State Power Corporation Ltd., The Mall, Patiala-respondent No.1 and the Additional Superintending Engineer, PSPCL, Operation Division, Patran (Patiala)-respondent No.3 but till date, no response has been received.

In view of the above, the present petition is disposed of with directions to the Chairman-cum-Managing Director, Punjab State Power Corporation Ltd., The Mall, Patiala-respondent No.1 and the Additional Superintending Engineer, PSPCL, Operation Division, Patran (Patiala)-respondent No.3, to consider and decide the claim of the petitioner as projected by him and claimed in the representation dated 10.02.2017 (Annexure P-6) within a period of two months from the date of receipt of certified copy of this order.

In case, the claim of the petitioner is accepted, the consequential benefits, if any, be released to him, in accordance with law, within a period of one month thereafter. In case, the claim of the petitioner is not to be accepted, a well-reasoned and speaking order be passed and conveyed to the petitioner forthwith.

( AUGUSTINE GEORGE MASIH )  
JUDGE

May 22, 2017  
Harish

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No