

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP No.25836 of 2017(O&M)

Date of Decision: 13.12.2017

Bhupinder Singh & others

--Petitioners

Versus

Punjab State Power Corporation Ltd. and others

--Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Karan Bhardwaj, Advocate for the petitioners.

TEJINDER SINGH DHINDSA.J (Oral)

As per tabulation placed on record at Annexure P-7 petitioners no.1 to 4, 6 and 8 are serving on different posts under the Punjab State Power Corporation Ltd. Petitioners no.5, 7, 9 and 10 stand retired.

Prayer in the instant writ petition is for grant of the benefit of promotional increment on completion of 23 years regular service on account of the fact that the petitioners have not earned three promotions during the entire service tenure.

Counsel states that the benefit of the promotional increment as claimed would be covered in terms of circulars dated 23.4.1990, 9.11.1999 and 28.7.2000 appended as Annexures P-1 to P-3 respectively.

Counsel having been confronted that petitioners no.5, 7, 9 and 10 having already superannuated, it has been responded that their claim may be considered on a notional basis and benefit be confined as regards revised pensionary benefits.

Counsel further makes a prayer that he would be satisfied, if, the respondents are directed to decide the claim of the petitioners against the backdrop of a legal notice dated 9.8.2017 (Annexure P-5) i.e. stated to have

already been served.

Prayer made by counsel is found to be just and reasonable.

In view of the above and without making any observations on merits, present writ petition is disposed of with a direction to respondents no.1 and 2/competent authority to consider the claim of the petitioners and to take a final decision on the legal notice dated 9.8.2017 (Annexure P-5) strictly in accordance with law. A final decision be taken expeditiously and in any case within a period of four months from the date of receipt of a certified copy of this order. It is clarified that in the eventuality of the petitioners being found entitled to the claim of additional increment, it would be open for the respondent authorities to grant such benefit to petitioners no.5, 7, 9 and 10 only on a notional basis and based thereupon to grant to them the revised pensionary benefits.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

13.12.2017

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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No