

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

Sr. No.118

Civil Writ Petition No.28012 of 2017
DECIDED ON: December 11, 2017

CHAMAN LAL KAPIL AND OTHERS

..PETITIONERS

VERSUS

**PUNJAB STATE POWER CORPORATION LIMITED (PSPCL) AND
OTHERS**

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Ms. Sonia G. Singh, Advocate,
for the petitioners.

JASPAL SINGH, J. (ORAL)

By virtue of the instant civil writ petition, preferred under Articles 226/227 of the Constitution of India, petitioners have sought the issuance of a writ in the nature of mandamus directing the respondents to grant 23 years promotional increment benefit as per Finance Circular No.17/90 dated 23.04.1990 (P-2) and another Finance Circular No.20/2000 dated 28.07.2000 (P-3) with further prayer pension/pay of the petitioners be re-fixed after grant of 23 years promotional increment.

2. Learned counsel for the petitioners contends that though a legal notice was made to the respondents on April 15, 2017 (P-7) but till date no action has been taken so far by the concerned department.

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3. Learned counsel for the petitioners further submits that they feel satisfied in case a direction is issued to respondents to decide the aforesaid legal notice (P-7) in view of aforesaid circulars (P-2 & P-3) as well as in view of the judgment in case CWP No.16737 of 2011, titled as ***Om Parkash Dua vs. Punjab State Electricity Board and ors.*** decided on 14.12.2015 within some stipulated period.

4. Instant petition is disposed of with a direction to respondents to look into the grievances unfolded by the petitioners in the aforesaid legal notice dated April 15, 2017 (P-7) and to decide the same in view of aforesaid circulars (P-2 & P-3) as well as in view of the judgment in case ***Om Parkash Dua (Supra)***, within a period of three months from the date of receipt of a certified copy of this order. In case, the authorities concerned come to the conclusion that the petitioner(s) is/are entitled to the relief(s) claimed, it shall stand restricted to 38 months in view of Full Bench judgment of this Court in case ***“Saroj Kumari vs. State of Punjab & ors., 1998(3) SCT 664.***

December 11, 2017

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**