

CWP No.28355 of 2017

DECIDED ON: DECEMBER 14, 2017

KAMIKAR SINGH

.....PETITIONER

VERSUS

PSPCL AND ORS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Tejwinder Singh Hundal, Advocate
for the petitioner.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Articles 226 and 227 of the Constitution of India, petitioner has sought a writ in the nature of mandamus directing the respondents to grant the benefit of promotional increment (s) to the petitioner, in view of circular dated April 23, 1990 (P-1) as well as in view of judgments passed by this Court in CWP No. 10808 of 2007 (P-7), CWP No. 7538 of 2014 (P-5) and CWP No. 19234 of 2015 and also in view of the office orders dated May 11, 2015 (P-6) and June 12, 2015 (P-8) passed by respondent-Corporation whereby, benefit of 23 years promotional increment has already been granted to the similar situated employees with further prayer to grant interest @18% per annum from the date when it became due till its realization.

2. At the very outset, learned counsel for the petitioner submits that though a legal notice dated June 26, 2017 (Annexure P-3) was served upon the

respondents but till date no action has been taken. He further submits that he feels satisfied in case a direction is issued to respondent No.1 to consider and dispose of the legal notice (Annexure P-3) within a stipulated period.

3. Accordingly, instant petition is disposed of with a direction to respondent No.1 to look into the grievances unfolded by the petitioner in the legal notice (Annexure P-3) and to take a conscious decision as per rules, regulations, instructions issued by the Government from time to time as well as in view of judgments passed in CWP No. 10808 of 2007 (P-4) and CWP No. 7538 of 2014 (P-5), within a period of three months from the date of receipt of certified copy of this order.

4. However, the claim of the petitioner would be restricted to 38 months prior to the filing of instant writ petition. In case petitioner still feels aggrieved, he shall be at liberty to approach this Court.

DECEMBER 14, 2017
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(JASPAL SINGH)
JUDGE

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