

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

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**LPA No.2430 of 2016 (O&M)**

**Date of Decision: 09.02.2017**

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UHBVNL & Anr.

... Appellants

VS.

Rajender Singh

... Respondent

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**CORAM: HON'BLE MR.JUSTICE SURYA KANT**

**HON'BLE MR.JUSTICE SUDIP AHLUWALIA**

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Present: Mr. Vishal Garg, Advocate for the appellants

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**SURYA KANT, J. (Oral)**

(1) A new argument is sought to be raised in this appeal contending that there is a circular issued by the appellant-organization whereunder special benefit can be extended to 'direct recruits' without giving equal treatment to the 'promotees' in the same cadre. No such circular was placed before learned Single Judge nor a contention to this effect was raised. In the absence of any such plea, the reasoning assigned by learned Single Judge appears to be correct that in the same cadre when a junior person, without any special circumstances or reasons, is getting higher emoluments, such anomaly deserves to be removed by stepping up the pay of the senior.

(2) For the reasons afore-stated, we dispose of this appeal with liberty to the appellants to move an appropriate application before learned Single Judge along with the circular said to have been issued in support of their plea. The application, if any, shall be moved within one month from the date of receipt of certified copy of this order.

(3) Ordered accordingly.

**(Surya Kant)**  
**Judge**

**09.02.2017**

*vishal shonkar*

**(Sudip Ahluwalia)**  
**Judge**

1. Whether speaking/reasoned?

**Yes**

2. Whether reportable?

**No**