

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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RSA No.3925 of 2015 (O&M)
Date of Decision : 12.10.2017

Punjab State Power Corporation Ltd. Patiala and another

..... Appellants

Versus

Raghubans Singh

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mrs. Promila Nain, Advocate
for the appellants.

AJAY TEWARI, J. (Oral)

This appeal has been filed against the concurrent judgments of the Courts below decreeing the suit of the respondent whereby challenging the withdrawal of the 23 years promotional increments granted w.e.f. 15.12.1999 and reducing the pay of the respondent and affecting recovery from leave encashment etc.

Learned counsel has argued that the respondent was not entitled to the increments and the same were wrongly granted to him. This matter is however no longer *res integra*. The Courts below relied upon a judgment of the Full Bench of this Court in ***Budh Ram and others Vs. State of Haryana and others, 2009 (3) PLR 511 (P&H)*** and today the issue is further covered by the decision of the Supreme Court in ***State of Punjab and others etc. Vs. Rafiq Masih (White Washer) etc., 2015 AIR (SC) 696.***

Learned counsel is not in a position to deny that these two

In the circumstances, the action of the appellants in withdrawing the increments at the fag end of the career just before the respondent retired and reducing his pay and making recovery has to be held illegal.

Appeal stands dismissed.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

**(AJAY TEWARI)
JUDGE**

12.10.2017
Pooja sharma-I

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No