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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No.120-c

Civil Writ Petition No.17754 of 2018
DECIDED ON: *July 24, 2018*

SUKHJIT SINGH

..PETITIONER

VERSUS

PUNJAB STATE POWER CORPORATIN LIMITED (PSPCL) AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Ravinder Sharma, Advocate,
for the petitioner.

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JASPAL SINGH, J. (ORAL)

Through the instant civil writ petition, preferred under Articles 226/227 of the Constitution of India, petitioner has sought the issuance of a writ particularly in the nature of Mandamus directing the respondents to grant him the benefit of 23 years promotional increment(s), in view of circular No. 17/1990 dated 23.04.1990 (P1) amended from time to time, with consequential re-fixation of pay and retiral benefits, pension and to release him the arrears thereof along with interest @ 18% p.a.

2. The contention of learned counsel for the petitioner is that the petitioner has joined respondent-department as A.L.M. on 02.11.1988 and he became entitled for the release of benefit of 23 years promotional increment but no such benefit was granted to him till date though the similar relief has already been granted to the other employees of the State of Punjab. The petitioner stood retired on 31.08.2017 on attaining the age of

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superannuation i.e. 58 years. The petitioner being aggrieved of the non-disbursal of the aforesaid benefits of promotional increments was constrained to serve a legal notice upon the respondents on 11.05.2018 (P-4), but till date no response has been received. Learned counsel further submits that the petitioner feels satisfied in case a direction is issued to respondent No.1, to decide the aforesaid legal notice (P-4), within specified period.

3. Without expressing any opinion on merits of the case but considering the aforesaid aspects as has been unfolded by the learned counsel for the petitioner, instant petition is disposed of with a direction to respondent No.1 to consider the various grievances unfolded by the petitioner in the legal notice dated 11.05.2018 (P-4) and take a conscious decision within a period of three months from the date of receipt of a certified copy of this order, particularly in the light of the instructions referred to above in para 1 of this order. In case, competent authorities come to the conclusion that petitioner is entitled to the relief(s) claimed, same be released to him within a period of next 45 days. In case of passing an adverse order or rejection of this claim putforth by the petitioner, he shall be at liberty to approach this Court.

July 24, 2018 **(JASPAL SINGH)**
Ankur **JUDGE**

Whether speaking/reasoned **Yes**
Whether reportable **Yes/No**