

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

Sr. No.123

Civil Writ Petition No.19314 of 2018
DECIDED ON: August 06, 2018

SHIV KUMAR ANAND

..PETITIONER

VERSUS

**HARYANA VIDYUT PARSARAN NIGAM LIMITED THROUGH
ITS MANAGING DIRECTOR, SHAKTI BHAWAN, SECTOR 6,
PANCHKULA AND OTHERS**

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Naveen Daryal, Advocate,
for the petitioner.

JASPAL SINGH, J. (ORAL)

By virtue of the instant civil writ petition, preferred under Articles 226/227 of the Constitution of India, petitioner has sought issuance of a writ especially in the nature of Mandamus directing the respondents to release 1st and 2nd ACP Scale was modified scale w.e.f. 01.01.1996 and modified ACP was granted to the employees of the respondent vide order dated 20.02.2004 and pay of the petitioner should be revised w.e.f. 01.01.1996 but the petitioner denied the modified scale 2nd ACP w.e.f. 01.01.1996. So the petitioner is entitled modified scale 20.02.2004 as per Prem Paul case with all consequential benefits from the date of his retirement i.e. 30.06.2011 till the final payment has been made to him along with interest @ 18% p.a.

Civil Writ Petition No.19314 of 2018

2. Learned counsel for the petitioner contends that though a Demand justice notice dated 12.03.2018 (P-5) was made to the respondents but till date no conscious decision has been taken thereof. He further submits that petitioner feels satisfied in case a direction is issued to respondent No.2 to decide the aforesaid notice (P-5), within some stipulated period.

3. Instant petition is disposed of with a direction to respondent No.2 – Chief Engineer (Administration), Haryana Vidyut Parsaran Nigam Limited, Sector 5, Panchkula to look into the grievances unfolded by the petitioner in the Demand Justice Notice dated 12.03.2018 (P-5) and to take a conscious decision by passing a speaking order, within a period of three months from the date of receipt of a certified copy of this order.

4. However, if petitioner still feels aggrieved by any of the orders passed by the aforesaid authority, he shall be at liberty to have recourse to the remedies available under law and/or to approach this Court.

August 06, 2018
Ankur

(JASPAL SINGH)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	Yes/No