

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

CWP No. 22557 of 2018

DECIDED ON: SEPTEMBER 06, 2018

DARSHAN SINGH

.....PETITIONER

VERSUS

CHIEF MANAGING DIRECTOR BBMB AND ORS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Ms. Anjali Chauhan, Advocate for
Mr. Brijesh Nandan, Advocate
for the petitioner.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Article 226/227 of the Constitution of India, petitioner has sought the issuance of writ in the nature of mandamus directing the respondents to grant him the benefit of promotional increment(s), in view of the circular dated 18.08.2003 (Annexure P-4), especially in view of the judgments passed by this Court in CWP No. 17830 of 2017, titled as *Gurminder Singh vs. PSPCL and others* decided on 11.08.2017 (Annexure P-8) and also in view of office order No. 115, dated 25.04.2018 (P-9) passed by respondent-Corporation by which the benefit of 23 years promotional increment has already been granted to the similar situated employees with further prayer to release the benefit to the petitioner as claimed vide legal notice dated 29.10.2016 (P-7) and representation dated 05.08.2005 (P-5) and subsequent reminder dated 27.09.2007 (P-5A) alongwith @ 18% interest from the date it became due till its actual realization.

2. Learned counsel for the petitioner submits that a legal notice dated 29.10.2016 (P-7) was served upon the respondents but till date no action has been taken on the same. He feels satisfied in case a direction is issued to respondent No.1 to consider and dispose of the legal notice dated 29.10.2016 (P-7) 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 dated 29.10.2016 (P-7) and to decide the same within a period of three months from the date of receipt of certified copy of this order, that too in view of circular dated 18.08.2003 (P-4) as well as judgment passed by this Court in CWP No. 17830 of 2017, titled as Gurminder Singh vs. PSPCL and others decided on 11.08.2017 (Annexure P-8) and also in view of office order No. 115, dated 25.04.2018 (P-9).

4. However, in case the petitioner still feels aggrieved by any of the order passed by the Corporation, he shall be at liberty to have recourse to other remedies available under the law including to approach this Court.

SEPTEMBER 06, 2018
sham

(JASPAL SINGH)
JUDGE

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