

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 3638 of 2019

Date of Decision : 11.02.2019

Deep Ram

...Petitioner

Versus

Food Corporation of India and others

...Respondents

CORAM: *HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI*

Present: Mr. Paramjit Singh Thiara, Advocate for the petitioner.

Harsimran Singh Sethi, J.(Oral)

In the present writ petition, the grievance which has been raised by the petitioner is that in the year 2000, the petitioner was given ad-hoc promotion as Assistant Manager vide Annexure P-3. The post of Assistant Manager was upgraded to that of Manager vide Circular dated 09.11.2005. The petitioner continued working uninterruptedly.

It is contended that on 25.08.2006, the ad-hoc arrangement was discontinued and a formal order of reversion was passed and on the same day, again the petitioner was promoted as Manager (Hindi) vide Annexure P-8. Learned counsel for the petitioner states that as there is no interruption in the continuous discharge of duties by the petitioner on the post of Assistant Manager/Manager since the year 2000, hence the petitioner is entitled for the pay scale for the said post from the year 2000 and not from 2006 when the petitioner was regularly promoted.

Learned counsel further states that for the relief, which has

been claimed in the present writ petition, the petitioner has made representation dated 30.08.2006 (Annexure P-7) to the respondents and the petitioner will be satisfied, at this stage, in case a time bound direction is given to the respondents to decide the representation by passing a speaking order.

Without going into the merits of the case or expressing any opinion to the entitlement of the petitioner in respect of the claim prayed in the present writ petition or in the representation, the present writ petition is disposed of with a direction to the respondents to pass an appropriate speaking order on the claim raised by the petitioner in the representation dated 30.08.2006 (Annexure P-7) within a period of three months from the date of receipt of certified copy of this order.

In case after the order, it is found by the respondents that the petitioner is entitled for any monetary benefits, the same should also be released to him within a period of next three months.

The writ petition stands disposed of.

February 11, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned? Yes/No
Whether reportable? Yes/No