

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

(110)

CWP-9019-2019

Date of Decision: April 04, 2019

Harjinder Singh

.. Petitioner

Versus

Punjab State Power Corporation Limited and others .. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Pawan Kumar Goklaney, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

Learned counsel for the petitioner states that though the respondents had amended the eligibility condition for grant of 23 years promotional increment vide Resolutions dated 21.08.2018 and 01.10.2018, still without considering those amended Resolutions, the respondents have passed the impugned order dated 21.11.2018 (Annexure P-5) rejecting the claim of the petitioner for the grant of 23 years promotional increment.

Learned counsel for the petitioner states that once the eligibility condition as stated in the Circular No.20/2000 stood amended, therefore respondents could not have rejected the case of the petitioner relying upon unamended circular especially in view of the fact that a Coordinate Bench of this Court while deciding CWP No.1013 of 2017 on 29.11.2018 had issued directions to the respondent-Corporation to consider the case of the employees for the grant of relief under the amended circular No.20/2000.

Learned counsel for the petitioner states that the respondents are liable to be directed to reconsider the case of the petitioner in view of the Resolutions dated 21.08.2018 and 01.10.2018 keeping in view the

directions given by this Court in CWP No.1013 of 2017 decided on 29.11.2018.

Notice of motion.

On asking of the Court, Ms. Deepali Puri Sandhu, Addl. A.G., Punjab, who is present in the Court, accepts notice. Copy of the paper book has been supplied to her.

Learned counsel for the respondents very fairly states that from the impugned order, it is clear that the Resolutions dated 21.08.2018 and 01.10.2018 amending the circular No.20/2000, have not been taken into consideration by the Corporation while rejecting the claim of the petitioner.

Learned counsel for the respondents further states that the Corporation will reconsider the case of the petitioner ignoring the rejection of the case vide order dated 21.11.2018 (Annexure P-5) afresh keeping in view the Resolutions dated 21.08.2018 and 01.10.2018.

Learned counsel for the petitioner states that once a comprehensive direction has been given by this Court while deciding CWP No.1013 of 2017 decided on 29.11.2018, the petitioner will be satisfied in case his case is also considered in terms of those directions ignoring rejection impugned in the present writ petition.

Learned counsel for the respondents states that case of the petitioner will be reconsidered as per the directions given by this Court in CWP No.1013 of 2017 decided on 29.11.2018 and the Resolutions passed on 21.08.2018 and 01.10.2018 will be kept in mind while reconsideration.

Learned counsel for the petitioner prays that the present writ petition be disposed of in terms of the order passed by this Court in CWP No.1013 of 2017 decided on 29.11.2018 to which there is no objection by

the opposite counsel.

In view of the above, the present writ petition is disposed of in terms of the order passed by this Court in CWP No.1013 of 2017 and other connected cases decided on 29.11.2018.

It is made clear that while considering the case afresh, the respondents will ignore the impugned order or rejection passed, which has been impugned in the present writ petition.

(HARSIMRAN SINGH SETHI)
JUDGE

April 04, 2019
harsha

Whether speaking/reasoned:	Yes
Whether reportable:	No