

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

(115)

CWP-12174-2019

Date of Decision: May 09, 2019

Nihal Singh

.. Petitioner

Versus

State of Haryana and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. N.K. Malhotra, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

Learned counsel for the petitioner states that the petitioner was entitled for the grant of one additional increment in view of the fact that the petitioner was discharging the duties of a higher post and under Rule 4.4 (2) (c) (i) Vol-I, Part-I of the Punjab Civil Services Rules, the petitioner is entitled for the said benefit. Further in support of the claim, the petitioner is relying upon the order passed by this Court in CWP No. 3922 of 2011 titled as Narender Pal Singh Arya and another Vs. State of Haryana and others, decided on 03.10.2016.

Learned counsel for the petitioner states that the petitioner will be satisfied, at this stage, in case the prayer of the petitioner for deciding the legal notice as served by the petitioner upon the respondents on 15.05.2018 (Annexure P-5) is decided by the respondents in a time bound manner by passing an appropriate speaking order.

Notice of motion.

On asking of the Court, Ms. Safia Gupta, AAG, Haryana, who is present in the Court, accepts notice. Copy of the paper book has been supplied to her.

Learned counsel for the respondents-State states that the State has no objection with regard to the grant of the prayer for deciding the legal notice in a time bound manner by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by him in the legal notice dated 15.05.2018 (Annexure P-5), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 15.05.2018 (Annexure P-5) within a period of three months from the receipt of certified copy of this order.

In case, it is found that the petitioner is entitled for any monetary benefits after the decision of the legal notice, the same should also be paid to him within three months thereafter.

May 09, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No