

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-13716-2019

Date of decision: - 22.05.2019

Ram Kumar

...Petitioner

Versus

Haryana Power Generation Corporation Ltd. and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Jaspal Singh Maanipur, Advocate, for the petitioner.

Harsimran Singh Sethi , J.(Oral)

Counsel for the petitioner states that by order dated 24.05.2018 (Annexure P-1), the petitioner was given promotion as a Turbine Operator with retrospective effect from 28.10.1986 i.e. the date from which the benefits were granted to his immediate junior, namely, Sh. Kanshi Ram.

Counsel for the petitioner states that once the benefit of retrospective promotion has been extended/granted to the petitioner, he is also entitled for the benefit of ACP as extended to Sh. Kanshi Ram, vide order dated 13.02.2007 (Annexure P-2) w.e.f. 01.11.2006 as well.

Counsel for the petitioner further states that for the relief which has been sought in the present writ petition, the petitioner has served the respondents with a legal notice on 06.03.2019 (Annexure P-5), which is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the

respondents to decide the said legal notice.

In view of the request made, without expressing any opinion on the merits of the case and the claim being made by the petitioner, the respondents are directed to decide the legal notice dated 06.03.2019 (Annexure P-5) by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order. In case after the decision, it is found that the petitioner is entitled for any monetary benefit, the same shall also be released to him within a period of next three months.

However, it is made clear that only the notional benefits shall be granted to the petitioner and the arrears shall be restricted to 38 months prior to the filing of the present writ petition.

Present writ petition stands disposed of.

May 22, 2019
kanchan

(HARSIMRAN SINGH SETHI)
JUDGE

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