

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

CWP No. 20984 of 2014.

Date of Decision: 15.01.2019.

Dr. Amrit Kaur

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. N.S. Sammi Advocate,
for the petitioner.

Mr. Navdeep Chhabra, DAG Punjab.

JITENDRA CHAUHAN.J.

The petitioner seeks quashing of order dated 23.09.2010 (Annexure P-1) vide which the benefit of ACP on completion of service of 4 years, 9 years and 14 years, given to her, has been withdrawn.

It is contended that the petitioner joined service as Medical Officer at Civil Hospital, Community Health Centre, District Ludhiana. The petitioner has attained the age of superannuation on 31.05.2011. Vide impugned order dated 23.09.2010 (Annexure P-1), the benefit of ACP on completion of 4 years, 9 years and 14 years has been wrongly withdrawn.

On the other hand, on behalf of the respondents, it is contended that the petitioner had joined as Medical Officer on

14.09.1988. She was given placement in higher scale of pay after completion of 4 years regular service with effect from 01.01.1996, after completion of 9 years of service on 01.01.1998 and after completion of 14 years of service on 01.01.2003. In pursuance to the undertaking given by the State in PIL matter bearing CWP No. 15473 of 2009, the cases of all the doctors including the petitioner were reviewed. On the basis of ACRs, the petitioner was not found suitable for placement in higher scale of pay on completion of 4 years of regular service with effect from 01.01.1996. The case of the petitioner was again considered according to provisions of instructions dated 17.04.2000 (Annexure R-1) after including ACRs for the year 1995-96 and 1996-97 and she was found suitable for placement in higher scale of pay with effect from 01.01.1998 and as such she was placed in higher scale of pay with effect from 01.01.1998 on completion of 4 years service, on completion of 9 years of regular service with effect from 01.01.2003 and on completion of 14 years of service from 01.01.2008 vide letter dated 29.09.2010 (Annexure P-1).

Heard.

It is to be noticed that in pursuance to the undertaking given by the State in PIL matter bearing CWP No. 15473 of 2009 (Annexure P-3), the cases of all the doctors including the petitioner were reviewed. On the basis of ACRs, the petitioner was not found suitable for placement in higher scale of pay on completion of 4 years

of regular service with effect from 01.01.1996. The case of the petitioner was again considered according to provisions of instructions dated 17.04.2000 (Annexure R-1) after including ACRs for the year 1995-96 and 1996-97 and she was found suitable for placement in higher scale of pay with effect from 01.01.1998 and as such she was placed in higher scale of pay with effect from 01.01.1998 on completion of 4 years service, on completion of 9 years of regular service with effect from 01.01.2003 and on completion of 14 years of service from 01.01.2008 vide letter dated 29.09.2010 (Annexure P-1). This Court does not find any reason to interfere in the same.

Dismissed.

15.01.2019.
SN

(JITENDRA CHAUHAN)
JUDGE

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