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

CWP-19838-2019

Date of decision: - 22.07.2019

Dr.Satyavir Singh and another

....Petitioners

Versus

State of Haryana and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Tapan Kumar Yadav, Advocate
for the petitioners.

HARSIMRAN SINGH SETHI, J. (ORAL)

In the present writ petition, the grievance which is being raised by the petitioners are that they had retired from service w.e.f. 30.06.2017 (petitioner No. 1) and 30.06.2016 (petitioner No. 2) but they have not been extended benefit of service which they had continuously rendered from 01.07.2016 till 30.06.2017 (in respect of petitioner No. 1) and from 01.07.2015 till 30.06.2016 (in respect of petitioner No. 2) on the ground that the benefit of increment was to be granted on 01.07.2017 and 01.07.2016, respectively, but on the said date the petitioners were not in service and therefore, the petitioners are not entitled for the benefit of increment.

Counsel for the petitioners contends that the increment is to be granted for the service rendered for the year which the petitioners rendered prior to the retirement and hence, denial of increment for which

he is entitled for is contrary to the law laid by the judgment of Madras High Court attached as Annexure P-1 which has been upheld by the Hon'ble Supreme Court of India.

Counsel for the petitioners states that for the relief which has been sought in the present writ petition, the petitioners have served the respondents with legal notices dated 27.03.2019 and 25.03.2019 (Annexures P-3(1) and P-3 (2)), respectively, which are still pending consideration with the respondents and the petitioners will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the said legal notices.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioners, the respondents are directed to decide the legal notices dated 27.03.2019 and 25.03.2019 (Annexures P-3 (1) and P-3 (2)), respectively, by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order.

Present writ petition stands disposed of.

22nd, July, 2019
shabha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? Yes/No

Whether reportable? Yes/No