

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

CWP No. 28664 of 2018

Date of Decision : 20.03.2019

Harbhajan Singh

...Petitioner

Versus

**The Chairman-cum-Managing Director, Punjab State Power
Corporation Limited and others**

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Ms. Tuneet Walia, Advocate for the petitioner.

Ms. Madhu Dayal, Advocate for the respondents.

Harsimran Singh Sethi, J.(Oral)

In the present writ petition, the grievance raised by the petitioner is against the order dated 05.10.2018 (Annexure P-8) by which claim of the petitioner has been rejected for the grant of promotional increment after rendering 23 years of service.

Learned counsel for the petitioner states that though the claim of the petitioner has been rejected on 05.10.2018 but the same has been done without taking into consideration the circulars, which the respondents have issued on 21.08.2018 and 01.10.2018, according to which, the case of the petitioner is squarely covered. Learned counsel for the petitioner further states that a Coordinate Bench of this Court decided a bunch of writ petitions bearing CWP No. 1013 of 2017, on 29.11.2018, wherein a

direction was given to the respondent-Corporation to decide the claim of the employee in view of the Circulars dated 21.08.2018 and 01.10.2018 by which the conditions for the grant of promotional increment after 23 years of benefits were modified. Learned counsel states that in the present case, while rejecting the claim of the petitioner, those instructions have not been taken into consideration.

Learned counsel for the respondents very fairly states that the case of the petitioner will again be re-considered for the grant of benefit after rendering 23 years of service for the grant of promotional increment in view of the Circulars dated 21.08.2018 and 01.10.2018 as well as the direction given by a Coordinate Bench of this Court in CWP No. 1013 of 2017, decided on 29.11.2018. Learned counsel for the respondents states that while reconsidering the case, the rejection of the case of the petitioner for the grant of the said benefit vide order dated 05.10.2018 will not be taken into account and the case will be decided afresh on merits.

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 as requested by the counsel for the parties.

March 20, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

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