

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.23174 of 2019

DATE OF DECISION:29.08.2019

G.S. Tiwana

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Saurabh Arora, Advocate
for the petitioner.

HARSIMRAN SINGH SETHI, J. (ORAL)

In the present writ petition, the claim which is being raised by the counsel for the petitioner is that as the petitioner, who had served in Indian Air Force during the Second National Emergency from 03.12.1971 to 25.03.1977, hence is entitled for the benefit of increment under Rule 8-B (a) of the Punjab Recruitment of Ex-serviceman (first amendment) Rules, 2009 (hereinafter referred as '2009 Rules'). The reliance is being placed upon the judgment of this Court passed in CWP No.17661 of 2013 (O&M) and other connected cases, titled as **Rajinder Singh Vs. State of Punjab and others**, decided on 13.11.2014.

Counsel for the petitioner argues that the case of the petitioner is squarely covered by Rule 8-B (a) of 2009 Rules for the grant of increments.

Counsel for the petitioner further states that for the relief, which has been claimed in the present writ petition, petitioner has

served the respondents with a legal notice dated 23.09.2016 (Annexure P-4) 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 legal notice dated 23.09.2016 (Annexure P-4) 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 23.09.2016 (Annexure P-4), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 23.09.2016 (Annexure P-4) within a period of three months from the receipt of certified copy of this order.

August 29, 2019

jt

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned: Yes / No

Whether reportable : Yes / No