

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

**(124)**

**CWP-26188-2019**

**Date of Decision: September 17, 2019**

**Satyavir Singh and another**

**.. Petitioners**

**Versus**

**State of Haryana and others**

**.. Respondents**

**CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Azam Khan, Advocate, for  
Mr. Parveen Bhardwaj, Advocate, for the petitioners.

**HARSIMRAN SINGH SETHI, J.(ORAL)**

Petitioners have approached this Court seeking grant of the increment for the service, which they had rendered continuously for a period of one year before they superannuated on 30.06.2018.

Counsel for the petitioners states that benefit of the increment has not been allowed to the petitioners on the ground that the increment was to be granted on 1<sup>st</sup> July of the year in which they retired, whereas, they retired on the last day of the month of June and therefore, though the petitioners completed one year of service but as the petitioners were not in service on relevant date i.e. 01.07.2018, on which they were to be granted the increment, they 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 their retirement and hence, denial of increment for which they are entitled is contrary to the law laid down by the judgment of Madras High Court in **W.P. No.15732 of 2017** titled as **'P. Ayyamperumal Vs. The Registrar, Central Administrative Tribunal and others'**, decided on **15.09.2017**, which has been upheld by the Hon'ble Supreme Court of India.

Counsel for the petitioners further states that the petitioners will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide their claim raised in the representation dated 05.07.2019 (Annexure P-1).

Without commenting upon the merits of the case or about the entitlement of the petitioners for the relief which has been claimed by them in the representation dated 05.07.2019 (Annexure P-1), the present writ petition is disposed of with a direction to the respondents to decide the representation dated 05.07.2019 (Annexure P-1) within a period of three months from the receipt of copy of this order.

In case, it is found that the petitioners are entitled for any monetary benefits after the decision of the representation, the same should also be paid to them within three months thereafter.

Present writ petition stands disposed of.

**September 17, 2019**  
*harsha*

**(HARSIMRAN SINGH SETHI)**  
**JUDGE**

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