

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

**CWP No.37404 of 2019 (O&M)
Date of decision : December 20, 2019**

Romesh Chander

..... Petitioner

Versus

State of Punjab and others

..... Respondent

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. M.K. Dogra, Advocate for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner states that the petitioner is entitled for restoration of special increment, keeping in view the order passed by Hon'ble the Supreme Court in Civil Appeal No.6540 of 2014, titled as “*State of Punjab vs Tarlok Chand*”, decided on 16.07.2014, but the said benefit has not been extended to the petitioner by the respondents without any valid justification. Prayer of the petitioner is for restoration of special increment, which was withdrawn by the respondents, keeping in view the law laid down by the Apex Court in *Tarlok Chand's case (supra)*.

Counsel for the petitioner states that for the relief which has been sought in the present writ petition, petitioner has submitted a representation dated 09.01.2019 (Annexure P-11) with the respondents, 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 respondent No.2 to decide the same by passing an appropriate speaking order in accordance with law.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioner, respondent No.2 is directed to decide the representation dated 09.01.2019 (Annexure P-11), by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order. In case after the decision, it is found that the petitioner is entitled for any monetary benefit, the same shall also be released to him within a period of next three months.

Present writ petition stands disposed of.

(HARSIMRAN SINGH SETHI)
JUDGE

December 20, 2019

sarita

Whether speaking / reasoned

Yes

Whether Reportable:

No