

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

CWP No. 5785 of 2020
Date of Decision:02.03.2020

Sarwan Singh

....Petitioner

Versus

The Punjab State Power Corporation Limited and ors

...Respondents

CORAM:HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. J.S. Jaidka, Advocate
for the petitioner.

HARSIMRAN SINGH SETHI, J.(Oral)

Learned counsel for the petitioner argues that vide order dated 31.07.2018 (Annexure P-3), the claim of the petitioner for the grant of a higher scale after rendering nine years of service as a Lower Division Clerk has been rejected by the respondents passing a non speaking order.

Learned counsel for the petitioner argued that no reason has been given by the authority to decline the claim of the petitioner, which is contrary to the settled principle of law as the reasons are to be given in support of the decision so taken by the Competent Authority in respect of a claim of an employee.

Learned counsel for the petitioner states that after the passing of the order dated 31.07.2018 (Annexure P-3), the petitioner has already filed a representation dated 20.04.2019 (Annexure P-4) with respondent No.3 for specifying the reasons for declining the

benefit of higher scale claimed by the petitioner so that, the petitioner can avail the appropriate remedy against the action of the respondent but, respondent No.3 is sitting over the matter and has not passed any order on the request of the petitioner as raised vide Annexure P-4 dated 20.04.2019. At this stage, the prayer of the petitioner is to direct respondent No.3 to decide Annexure P-4 dated 20.04.2019 by passing an appropriate speaking order in a time bound manner.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioner, the respondent No.3 is directed to decide representation dated 20.04.2019 (Annexure P-4) 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.

[HARSIMRAN SINGH SETHI]
JUDGE

March 02, 2020

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Whether speaking/reasoned
Whether reportable?

yes/no
yes/no