

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

CWP-15975-2020

Date of decision: 01.10.2020

Sukhwinder Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

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

(Through video conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition, filed under the provisions of Article 226/227 of the Constitution of India, is for issuance of a writ in the nature of Mandamus directing the respondents-authorities to grant annual increment to petitioner for the service, which he had rendered for the years 2017-2018 along with interest @ 18% from the date the benefit became due.

Learned counsel for the petitioner submits that the increment is to be granted for the service rendered for the year from which the petitioner rendered his service prior to his retirement and hence, denial of increment for which he is entitled for is contrary to the law laid by the judgment of Madras High Court in case ***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.

Learned counsel for the petitioner further submits that for the relief, which has been claimed in the present writ petition, the petitioner has

submitted a representation dated 29.05.2020 (Annexure P-1) with the respondents, which is still pending consideration and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide his claim as raised in the aforesaid representation.

In view of the limited prayer of the petitioner, 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 aforesaid representation, the present writ petition is disposed of with a direction to the respondents to decide the said representation within a period of three months from the receipt of copy of this order.

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

01.10.2020

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No