

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

217

CWP-1587-2016

Date of decision: 24.02.2020

Rajender Singh Mor

.....Petitioner

versus

State of Haryana and others

....Respondents

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Aditya Yadav, Advocate
for the petitioner.

Ms. Safia Gupta, AAG, Haryana.

GIRISH AGNIHOTRI, J. (Oral)

The present petition has been filed by the petitioner-Rajender Singh Mor, *inter alia* directing the respondents to give special increments on account of his participation in the National/International sports events in view of the policy dated 24.10.1990 (Annexure P-1) and also as per the judgments of this Court dated 04.08.1985 and 22.02.2010 (Annexures P-2 & P-3 respectively).

Learned counsel for the petitioner further submits that similarly situated employees, for example Jagroop Singh, has already been granted increments on 17.10.2011. The said Jagroop Singh has filed **CWP-628-1999 titled as Jagroop Singh vs. State of Haryana and others**, decided on 22.02.2010 (copy of the said judgment is appended as Annexure P-3 with the present writ petition). The petitioner had also submitted representation

(copy of which is appended as Annexure P-5 with the present writ petition) in the year 2012. The said representation was duly forwarded by the Director General of Police, Haryana to The Additional Chief Secretary to Government of Haryana, Home Department, Chandigarh, on 26.11.2012. The petitioner had thereafter got served notice of demand for justice on 07.10.2015 (Annexure P-8).

Records of the case show that on 25.01.2016, notice of motion was issued. Reply dated 17.07.2018, on behalf of respondent No.1 had been filed by Shri Rohtash Singh Kharb, Special Secretary to Government of Haryana, Home Department.

It is not in dispute that the said representation (Annexure P-5), filed by the petitioner, recommended on 26.11.2012 and the legal notice dated 07.10.2015, have not been finally disposed of by the authorities till date.

Learned counsel submits that the petitioner would be satisfied, in case, a time bound direction is granted by this Court to the authorities to decide the same. He further submits that the authorities be also directed to take into consideration the fact that this Court, vide judgment dated 22.02.2010, in the case of similarly situated person namely Jagroop Singh, had directed the authorities to calculate the increments payable to the petitioner and release the consequential benefits. He further submits that in compliance thereof, vide order dated 17.10.2011, the similarly situated employee namely Jagroop Singh has been granted the special increments on sports events as claimed by the petitioner herein.

In view of the above, this Court deems it appropriate to direct the Competent Authority to examine the aforementioned representation/legal notice. It is also directed that the similarity so claimed by the petitioner, qua the two employees namely Shri Jagroop Singh and Shri Pyare Lal, be also examined by the Competent Authority and decision in this regard be taken within a period of two months from the date of receipt of certified copy of the order. It is also directed that in case, the Authorities find that the petitioner is entitled to the said benefits, the same be released within a period of one month from the decision so taken by the Competent Authority.

The present writ petition is disposed of accordingly.

(GIRISH AGNIHOTRI)
JUDGE

24.02.2020

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Whether speaking/ reasoned:

Yes/No

Whether Reportable:

Yes/No