

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

**CWP-16646-2020
Date of Decision : 09.10.2020**

Vias Dev

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE ASHOK KUMAR VERMA

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

Ms. Kanica Sachdeva, AAG, Punjab.

ASHOK KUMAR VERMA, J. (Oral)

Case has been taken up for hearing through video conferencing due to the outbreak of Pandemic COVID-19.

Through this petition under Article 226/227 of the Constitution of India, prayer has been made for issuance of direction to respondent(s)-authorities to grant annual increment to the petitioner for completion of his service rendered for the year 01.01.2017 to 31.12.2017 and pay the arrears accruing therefrom with interest @ 18% from the date the benefit became due.

Learned counsel for the petitioner contends 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 states that for the relief which has been claimed in the present writ petition, petitioner has submitted a representation dated 19.05.2020 (Annexure P-1) with respondents No.2 and 3 but no action has been taken.

Learned counsel for the petitioner further submits that an identical matter i.e. CWP-2276-2020 has been disposed of by a Coordinates Bench of this Court vide order dated 29.01.2020. He prays that this petition may be disposed of in the same terms.

Without commenting upon the merits of this case or about the entitlement of the petitioner for the relief which has been claimed by him in the representation dated 19.05.2020 (Annexure P-1), the present writ petition is disposed of with a direction to the respondents to decide the representation dated 19.05.2020 (Annexure P-1) within a period of three months from the date of receipt of certified copy of this order. In case, it is found that the petitioner is entitled for any monetary benefits after the decision of his representation (Annexure P-1), the same be paid to him within one month thereafter.

Present writ petition stands disposed of.

09.10.2020

mamta

(ASHOK KUMAR VERMA)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No