

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

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**CWP-19714-2020(O&M)  
Date of Order:19.11.2020**

**DILBAG SINGH**

**..Petitioner**

**Versus**

**MANAGING DIRECTOR AND ORS**

**..Respondents**

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present: Mr. Sandeep Thakan, Advocate,  
for the petitioner.

Mr. Samarth Sagar, Addl.A.G.,Haryana.

**ANIL KSHETARPAL, J(Oral)**

The hearing of the case was held through video conference, on account of restricted functioning of the Courts.

The petitioner has retired from the services of Uttar (North) Haryana Bijli Vitran Nigam Limited, on 31.11.2017. Post his retirement, on 17.05.2018, he was granted deemed date of promotion as Junior Engineer, with effect from 12.08.2011. The petitioner has filed the present petition for issuance of a writ in the nature of mandamus, directing the respondents to step up the pay of the petitioner at par with Ram Mehar, who was junior to the petitioner.

Learned counsel for the petitioner draws the attention of the court to Annexure P-10, a communication written by the Executive Engineer, Dhulkote to Executive Engineer, Sonipat for fixation of his pay at par with Sh. Dibag Singh, Junior Engineer. The communication dated

17.09.2020, reads as under:-

*“In this connection, it is intimated that the service book of Sh. Ram Mehar son of Sh. Gordhan (D.O.B. 22.01.1957) promoted as JE vide CE 'OP' UHBVN Panchkula O/o No.554/M-418/Vol-VII dated 12.08.2011 is required for fixation of pay of Sh. Dilbagh Singh JE at par with Sh. Ram Mehar JE.*

*It is, therefore, once again requested to supply the service book of Sh. Ram Mehar JE S/o Sh. Gordhan at the earliest. So that the pay of the Sh. Dilbagh Singh JE can be fixed at par with Sh. Ram Mehar JE please.”*

Learned counsel for the petitioner contends that the petitioner had also issued a notice dated 21.09.2020, for taking a decision on the relief claimed by the petitioner, however, no action thereon, has been taken.

Keeping in view the facts of the case and without commenting on merits, it is considered appropriate to direct respondent no.1-Managing Director, Uttar Haryana Bijli Vitran Nigam Limited, to consider and decide the claim in the notice dated 21.09.2020.

This order has been passed without prejudice to the objections which the respondent-corporation may have on the merits of the case.

This court has not expressed any opinion on the merits of the case. It will be appreciated, if the decision as directed is taken by passing a speaking order within a period of 3 months from the date of receipt of a certified copy of the order.

Disposed of.

**November 19, 2020**  
**nt**

**(ANIL KSHETARPAL)**  
**JUDGE**

Whether speaking/reasoned  
Whether reportable

: Yes/No  
: Yes/No