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

CWP-6055-2021

Date of decision : 16.03.2021

Birjesh Kumar

...Petitioner

Versus

Punjab State Power Corporation Limited and others

...Respondents

CORAM: HON'BLE MR. JUSTICE G.S. SANDHAWALIA

Present: Mr. Ashish Goklaney, Advocate for the petitioner.

(The proceedings are being conducted through video
conferencing, as per instructions)

G.S. SANDHAWALIA, J. (ORAL)

Prayer in the present writ petition, filed under Articles 226/227 of the Constitution of India is for issuance of directions to the respondents for granting the benefit of promotional increments on completion of 23 years of regular service, as per the instructions of the respondent-Department.

Counsel submits that legal notice dated 11.01.2021 (Annexure P-8) has been served upon the respondents for the necessary relief and he would be satisfied if time-bound directions are given to the respondents to take a call on the said legal notice.

It is his case that having joined the department as ALM on regular basis on 12.09.1994, he was only granted promotion to the post of

S.S.A. On 13.02.2001. He retired from service on attaining the age of superannuation on 31.07.2018. During his entire service career, he had got only one promotion. It is his case that instructions have been issued whereby the respondents have been granting the said benefit on completion of 23 years of service. It is also his case that various directions have been passed in different cases which are enumerated in the legal notice itself.

Accordingly, keeping in view the above, since the decision making is incomplete as the legal notice has only been served in January, 2021, no useful purpose would be served by calling upon the respondents to file reply.

Resultantly, without commenting upon the entitlement of the petitioner for grant of the said benefit, the present writ petition is disposed of, by directing respondent No.2 to decide the legal notice dated 11.01.2021 (Annexure P-8), within a period of 3 months. In case there is any legal impediment, a reasoned order be passed and the same be communicated to the petitioner.

16.03.2021*Pawan***(G.S. SANDHAWALIA)
JUDGE****Whether speaking/reasoned:- Yes/No****Whether reportable:- Yes/No**