

110

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

CWP-19374-2021

Date of Decision: 12.05.2022

Gurdial Singh

..... Petitioner

Versus

Uttar Haryana Bijli Vitran Nigam Ltd. and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Ravindra Jain, Advocate,
for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that the petitioner had discharged the duties for a period of one year, starting from 01.07.2007 till 30.06.2008, with the respondent-Department, before his retirement, but the benefit of increment for the said period has not been granted to him by the respondent-Department and that too without any valid justification.

Learned counsel for the petitioner submits that once the petitioner has discharged the duties for a period of one complete year with the respondent-Department, he is entitled for the grant of benefit of increment for the said period keeping in view the judgment passed by the Madras High Court in **W.P.-15732-2017**, titled as ***“P. Ayyamperumal Vs. The Registrar, Central Administrative Tribunal, Madras Bench and others”***, decided on 15.09.2017, on the same question of law, as raised in the present petition, which judgment has already been upheld by the Hon'ble Supreme Court of India.

Learned counsel for the petitioner further submits that the same

grievance has also been raised by the petitioner before respondent No.1 by filing representation dated 26.09.2019 (Annexure P-8), which is still pending consideration with the authorities concerned and the petitioner will be satisfied at this stage, in case a time bound direction is given to respondent No.1 to decide the said representation dated 26.09.2019, by passing an appropriate speaking order.

Notice of motion.

Mr. Raman Kumar Sharma, Advocate, accepts notice on behalf of the respondents-UHBVNL and raises no objection, in case prayer made hereinbefore on behalf of the petitioner for deciding the representation dated 26.09.2019 (Annexure P-8) in a time bound manner is accepted.

Keeping in view the facts and circumstances of this case and without going into merits of the claim as raised by the petitioner in the present case as well as in the representation dated 26.09.2019 (Annexure P-8), this petition is disposed of with a direction to respondent No.1 to pass an appropriate speaking order on the representation dated 26.09.2019 (Annexure P-8), filed by the petitioner, within a period of eight weeks from the date of receipt of the copy of this order.

12.05.2022*Apurva***(HARSIMRAN SINGH SETHI)****JUDGE**

1. Whether speaking/reasoned : Yes
2. Whether reportable : No