

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

256

CWP No.7970 of 2021

Date of decision: 29.10.2022

Madan Lal Sharma

....Petitioner

V/s

Punjab State Power Corporation Limited and others

....Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS SURI

Present: Mr. Satvir Singh, Advocate, for the petitioner.

Mr. Harish Mahla, Advocate, for

Mr. Prashant Manchanda, Advocate, for respondent Nos.1 and 2

VIKAS SURI, J. (Oral)

The present petition has been filed by the petitioner being aggrieved against the order dated 23.01.2018 (Annexure P-9), whereby the claim of the petitioner for grant of 23 advance promotional increments, has been wrongly denied. It is also being prayed that a writ of mandamus be issued, directing the respondents to grant benefits of the aforesaid advance promotional increments w.e.f. 03.10.2003 as per police under Finance Circular 17/1990 dated 23.04.1990 (Annexure P-1) as amended from time to time, particularly the Finance Circular 20/2018 dated 01.10.2018 (Annexure P-8).

At the outset, learned counsel for the petitioner submits that the petitioner be satisfied, at this stage, in case legal notice dated 05.06.2017 (Annexure P-5) is considered as a representation and disposed of by passing a speaking order within the stipulated time, in light of the decision rendered in CWP-27130-2019 titled as *Shavinder Singh vs. Punjab State Power Corporation Limited and others*, dated 31.05.2022.

Notice of motion to that limited extent.

Mr. Harish if the said legal notice is decided by passing a speaking order in a time bound manner.

Notice of motion to that limited extent.

Mr. Harish Mahla, Advocate, for Mr. Prashant Manchanda, Advocate, accepts notice on behalf of respondents and has filed his memo of appearance, which is taken on record. He submits that the respondent/Competent Authority will look into the matter and will take a decision on the legal notice of the petitioner in accordance with law, in a time bound manner.

Heard learned counsel for the parties.

Without expressing any opinion or going into the merits of the case or the claim being made by the petitioners in the present petition or in the legal notice, respondent/Competent Authority is directed to consider and decide the claim made in the legal notice dated 05.06.2017 (Annexure P-5) as well as the claim for interest on delayed payment of arrears, in accordance with law, by passing a speaking order within a period of eight weeks from the date of receipt of certified copy of this order.

Needless to observe that in case, after the decision, petitioner is found entitled for any benefits, the same be paid to him within a period of six weeks thereafter, as per law.

The petition stands disposed of in the aforesaid terms.

(VIKAS SURI)
JUDGE

October 29, 2022
vcgarg

Whether speaking/reasoned:	Yes
Whether reportable:	No